

State of Illinois 91st General Assembly Final Senate Journal

SENATE JOURNAL

STATE OF ILLINOIS

NINETY-FIRST GENERAL ASSEMBLY

108TH LEGISLATIVE DAY

TUESDAY, NOVEMBER 28, 2000

12:00 O'CLOCK NOON

No. 108

[Nov. 28, 2000]

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The Senate met pursuant to adjournment.
Honorable James "Pate" Philip, Wood Dale, Illinois, presiding.
Prayer by Rabbi Michael Datz, Temple B'rith Sholom, Springfield,
Illinois.

Senator Radogno led the Senate in the Pledge of Allegiance.

The Journal of Wednesday, November 15, 2000, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would stand approved. No corrections being offered, the Journal was ordered to stand approved.

The Journal of Thursday, November 16, 2000, was being read when on motion of Senator Myers further reading of same was dispensed with and unless some Senator had corrections to offer, the Journal would

stand approved. No corrections being offered, the Journal was ordered to stand approved.

REPORT FROM STANDING COMMITTEE

Senator R. Madigan, Chairperson of the Committee on Insurance and Pensions to which was referred **House Bill No. 4347** reported the same back with the recommendation that the bill do pass.

Under the rules, the bill was ordered to a second reading.

At the hour of 12:26 o'clock p.m., Senator Donahue presiding.

PRESENTATION OF RESOLUTIONS

SENATE RESOLUTION NO. 448

Offered by Senator Cullerton and all Senators:
Mourns the death of Burton T. Robinson of Naperville.

SENATE RESOLUTION NO. 449

Offered by Senator Geo-Karis and all Senators:
Mourns the death of Geraldine J. "Jeri" Martin.

SENATE RESOLUTION NO. 450

Offered by Senator Geo-Karis and all Senators:
Mourns the death of Kenneth Marqui.

SENATE RESOLUTION NO. 451

Offered by Senators Silverstein - Dudycz and all Senators:
Mourns the death of Madeleine Grant of Lincolnwood.

The foregoing resolutions were referred to the Resolutions Consent Calendar.

LEGISLATIVE MEASURES FILED

The following floor amendments to the House Bills listed below have been filed with the Secretary, and referred to the Committee on Rules:

Senate Amendment No. 2 to House Bill 3612
Senate Amendment No. 2 to House Bill 3619
Senate Amendment No. 1 to House Bill 4258

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The following floor amendment to the Resolution listed below has been filed with the Secretary, and referred to the Committee on Rules:

Senate Amendment No. 1 to Senate Joint Resolution 74

EXCUSED FROM ATTENDANCE

On motion of Senator Weaver, Senator Maitland was excused from attendance today, Wednesday, November 29, 2000 and Thursday, November 30, 2000, due to illness.

PRESENTATION OF RESOLUTION

Senator Klemm offered the following Senate Joint Resolution, which was referred to the Committee on Rules:

SENATE JOINT RESOLUTION NO. 77

WHEREAS, On June 13, 2000, the Illinois Commerce Commission adopted emergency rules titled "Requirements for Non-Business Entities with Private Business Switch Service to Comply with the Emergency Telephone System Act" (83 Ill. Adm. Code 727; 24 Ill. Reg. 8635); and

WHEREAS, The emergency rules adopted by the Commission establish Enhanced 9-1-1 emergency telephone system requirements for schools, local governments and not-for-profit organizations unless exempted by the Emergency Telephone System Act; and

WHEREAS, The emergency rules were adopted by the Commission in response to a filing prohibition voted on April 28, 2000 for rules titled "Requirements for Businesses with Private Business Switch Service to Comply with the Emergency Telephone System Act" (83 Ill. Adm. Code 726; 24 Ill. Reg. 1) and withdrawn on June 13, 2000 because the Commission modified the rulemaking to meet the objections of the General Assembly's Joint Committee on Administrative Rules (JCAR) concerning the application of the rulemaking to schools, governmental units and not-for-profit organizations and the creation of an undue economic and regulatory burden on business entities; and

WHEREAS, JCAR noted that the Commission's emergency rulemaking of June 13, 2000 contained the same provisions applicable to schools, governmental units and not-for-profit corporations that were withdrawn by the Commission from its prior, broader rulemaking; and

WHEREAS, JCAR, during its review of the emergency rulemaking as directed by the Illinois Administrative Procedure Act, determined that the rulemaking was contrary to statute and also constituted a serious threat to the public interest and welfare; and

WHEREAS, JCAR based its determination that the emergency rulemaking adopted by the Commission was contrary to legislative intent on the fact that the Commission exceeded its statutory authority under Section 15.6 of the Emergency Telephone System Act by extending the application of the Act to schools, local governments and not-for-profit organizations through the emergency telephone system regulations contained in the emergency rules; and

WHEREAS, Strict adherence to legislative intent as expressed through statute and a concern for the well-being and welfare of Illinois citizens, including school children, are all elements of the JCAR review process, as directed by the Illinois Administrative Procedure Act; and

WHEREAS, Based on this determination, the Joint Committee on

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Administrative Rules suspended the above cited rulemaking; and

WHEREAS, Because Section 5-125 of the Illinois Administrative Procedure Act states that a suspension of an agency's emergency rulemaking is effective for a period of at least 180 days, the suspension issued by JCAR commenced June 13, 2000 and will terminate on December 9, 2000, unless continued by the adoption of this Joint Resolution by both houses of the General Assembly as provided by Section 5-125(c) of the Illinois Administrative Procedure Act; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, THE HOUSE OF REPRESENTATIVES CONCURRING HEREIN, that the General Assembly hereby continues the suspension issued by the Joint Committee on Administrative Rules on June 13, 2000 of the Illinois Commerce Commission's emergency rulemaking titled "Requirements for Non-Business Entities with Private Business Switch Service to Comply with the Emergency Telephone System Act" (83 Ill. Adm. Code 727; 24 Ill. Reg. 8635); and be it further

RESOLVED, That copies of this preamble and resolution be forwarded to the Executive Director of the Joint Committee on Administrative Rules and to the Chairman and Executive Director of the Illinois Commerce Commission.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

A message from the House by
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has accepted the Governor's specific recommendations for change, which are attached, to a bill of the following title, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL 3838

A bill for AN ACT concerning financial institutions.

I am further instructed to deliver to you the objections of the Governor which are contained in the attached copy of his letter to the House of Representatives:

Adopted by the House, November 14, 2000 by a three-fifths vote.

ANTHONY D. ROSSI, Clerk of the House

I move to accept the specific recommendations of the Governor as to House Bill 3838 in manner and form as follows:

AMENDMENT TO HOUSE BILL 3838

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend House Bill 3838 on page 23 by replacing lines 29 through 31 with the following:

"or who has failed to maintain one or more shares"; and

on page 24 by replacing lines 28 through 30 with the following:

"may be denied any or all credit union services in".

June 30, 2000

GEORGE H. RYAN
GOVERNOR

[Nov. 28, 2000]

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To the Honorable Members of the
Illinois House of Representatives
91st General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill. 2d 387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980) and County of Kane v. Carlson, 116 Ill. 2d 186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return House Bill 3838, entitled "AN ACT concerning financial institutions," with specific recommendations for change.

House Bill 3838 makes a variety of useful changes, particularly in the area of preventing the financial abuse of elderly citizens. Included in House bill 3838 is a change that seems to have been added to address a specific problem at one credit union, involving a single member of that credit union. This change lowers the standards that all credit unions need to meet in order to remove any member who they consider to be verbally or physically abusive to the staff of the credit union.

No customer of any establishment (including a credit union) should be verbally or physically abusive toward employees. There are currently laws and remedies available to all businesses, when one of their customers engages in criminal behavior. I would prefer that any changes made in this regard, if indeed they need to be made, apply more widely than just to credit unions.

Current law already provides a means for credit unions to remove individual members when this decision is voted on by 2/3 of the members. House bill 3838 would lower this standard to a simple majority of a quorum of the board of directors, a significant reduction in the rights of credit union members.

I am also concerned that the lack of specificity in this language would potentially allow credit unions to take action against individual members who may simply be trying to settle more basic disagreements over their accounts at the credit union. I recognize that this is not the intent of this portion of House Bill 3838 but I am concerned that this could be the result if this change becomes law. Therefore, I believe that maintaining the current higher threshold for removal from a credit union is the appropriate course of action.

For these reasons, I hereby return House Bill 3838 with the following recommendations for change:

On page 23, by replacing lines 29 through 31 with the following:

"or who has failed to maintain one or more shares"; and

On page 24, by replacing lines 28 through 30 with the following:

"may be denied any or all credit union services in".

With these changes, House Bill 3838 will have my approval. I respectfully request your concurrence.

Sincerely,
s/GEORGE H. RYAN
Governor

A message from the House by
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has accepted the Governor's specific recommendations for change, which are attached, to a bill of the

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following title, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL 861

A bill for AN ACT to amend the Criminal Code of 1961 by changing Sections 12-3.2, 12-11, 19-1, and 19-3.

I am further instructed to deliver to you the objections of the Governor which are contained in the attached copy of his letter to the House of Representatives:

Adopted by the House, November 15, 2000.

ANTHONY D. ROSSI, Clerk of the House

I move to accept the specific recommendations of the Governor as to House Bill 861 in manner and form as follows:

AMENDMENT TO HOUSE BILL 861

IN ACCEPTANCE OF GOVERNOR'S RECOMMENDATIONS

Amend House Bill 861 on page 4, by replacing line 9 with the following:

"(a)(1), ~~or~~ (a)(2) or (a)(6) is a Class X felony. A violation of".

OFFICE OF THE GOVERNOR
207 STATE CAPITOL, SPRINGFIELD, ILLINOIS 62706
July 6, 2000

GEORGE H. RYAN
GOVERNOR

To the Honorable Members of the
Illinois House of Representatives
91st General Assembly

Pursuant to the authority vested in the Governor by Article IV, Section 9(e) of the Illinois Constitution of 1970, and re-affirmed by the People of the State of Illinois by popular referendum in 1974, and conforming to the standard articulated by the Illinois Supreme Court in People ex rel. Klinger v. Howlett, 50 Ill.2d 242 (1972), Continental Illinois National Bank and Trust Co. v. Zagel, 78 Ill.2d

387 (1979), People ex rel. City of Canton v. Crouch, 79 Ill.2d 356 (1980) and County of Kane v. Carlson, 116 Ill. 2d186 (1987), that gubernatorial action be consistent with the fundamental purposes and the intent of the bill, I hereby return House Bill 861 entitled "AN ACT to amend the Criminal Code of 1961 by changing Sections 12-3.2, 12-11, 19-1. and 19-3," with my specific recommendation for change.

House Bill 861 increases penalties for those who commit felony acts of domestic violence in the presence of a child, and will broaden the definition of the crime of "residential burglary." However, the legislature inadvertently omitted specifying the penalty provision in the portion of the bill that added sexual assault/abuse offenses to the crime of "home invasion." The Illinois Criminal Code of 1961 (720ILCS 5/12-1(c)) already specifies that penalties for the "home invasion," as a violation of subsections (a)(1) through (a)(5) of this Section. However, this bill added an additional subsection (a)(6), but neglected to include the new subsection in the section of law which specifies the penalty for this crime, which is intended to be a Class X felony.

For this reason, I hereby return House Bill 861 with the following recommendation for change:

On page 4, line 9, insert the following:

"(a)(1). ~~or~~ (a)(2) or (a)(6) is a Class X felony. A violation of"

With this change, House Bill 861 will have my approval. I

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respectfully request your concurrence.

Sincerely,
s/GEORGE H. RYAN
Governor

By direction of the President, bills reported on the foregoing veto messages were placed on the Senate Calendar for Wednesday, November 29, 2000.

A message from the House by
Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 851

A bill for AN ACT to amend the Illinois Pension Code.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 2 to SENATE BILL NO. 851

Passed the House, as amended, November 16, 2000.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 2 TO SENATE BILL 851

AMENDMENT NO. 2. Amend Senate Bill 851 by replacing the title with the following:

"AN ACT in relation to public employee benefits."; and
by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Pension Code is amended by changing Sections 3-110, 3-111, 3-111.1, 3-112, 3-113.1, 3-114.1, 3-114.2, 3-114.3, 3-114.6, 3-120, 3-124.1, 3-125.1, and 3-127 and adding Sections 3-105.2, 3-109.2, and 3-109.3 as follows:

(40 ILCS 5/3-105.2 new)

Sec. 3-105.2. Self-Managed Plan. "Self-managed plan": The defined contribution retirement program established for eligible employees under Section 3-109.3. The self-managed plan includes disability benefits as provided in Sections 3-114.1, 3-114.2, 3-114.3, and 3-114.6 (but disregarding disability retirement annuities under Section 3-116.1). The self-managed plan does not include any retirement annuities, death benefits, or survivors insurance benefits payable directly from the fund under Section 3-111, 3-111.1, 3-112, 3-114.1, 3-114.2, 3-114.3, 3-114.6, or 3-116.1 or any refunds determined under Section 3-124.

(40 ILCS 5/3-109.2 new)

Sec. 3-109.2. Retirement Program Elections.

(a) For the purposes of this Section and Section 3-109.3:

"Eligible employee" means a police officer who is hired on or within one year after the effective date of the self-managed plan established under Section 3-109.3.

"Ineligible employee" means a police officer who is hired before or more than one year after that effective date.

(b) Each eligible employee may elect to participate in the self-managed plan with respect to all periods of covered employment occurring on and after the effective date of the eligible employee's election. The election must be made in writing, in the manner prescribed by the fund, and within 6 months after the later of (i) the date upon which the self-managed plan takes effect or (ii) the

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date of hire.

The election, once made, is irrevocable. If an employee terminates employment after making the election, then upon his or her subsequent re-employment under this Article with the same municipality, the original election shall automatically be reinstated.

A police officer who does not elect to participate in the self-managed plan within the permitted time shall participate in the defined benefit plan otherwise provided under this Article.

The employer shall not remit contributions to the fund on behalf of an eligible employee until the earlier of the expiration of the employee's 6-month election period or the date on which the employee submits a properly completed election to the employer or to the fund.

(c) Each eligible employee shall be provided with written information prepared or prescribed by the fund, describing the employee's retirement program choices. The eligible employee shall be offered an opportunity to receive counseling from the fund prior to making his or her election. This counseling may consist of

videotaped materials, group presentations, individual consultation with an employee or authorized representative of the fund in person or by telephone or other electronic means, or any combination of these methods.

(40 ILCS 5/3-109.3 new)

Sec. 3-109.3. Self-managed plan.

(a) Purpose. The General Assembly finds that it is important for municipalities to be able to attract and retain the most qualified police officers and that in order to attract and retain these police officers, municipalities should have the flexibility to provide a defined contribution plan as an alternative for eligible employees who elect not to participate in a defined benefit retirement program provided under this Article. Accordingly, a self-managed plan shall be provided, which shall offer participating employees the opportunity to accumulate assets for retirement through a combination of employee and employer contributions that may be invested in mutual funds, collective investment funds, or other investment products and used to purchase annuity contracts, either fixed or variable, or a combination thereof. The plan must be qualified under the Internal Revenue Code of 1986.

(b) Study by Commission; Adoption of plan. The Illinois Pension Laws Commission shall study and evaluate the creation of a statewide self-managed plan for eligible employees under this Article. The Commission shall reports its findings and recommendations to the General Assembly no later than January 1, 2002.

In accordance with the recommendations of the Commission and any action taken by the General Assembly in response to those recommendations, a statewide self-managed plan shall be adopted for eligible employees under this Article. The self-managed plan shall take effect as specified in the plan, but in no event earlier than July 1, 2002 or the date of its approval by the U.S. Internal Revenue Service, whichever occurs later.

The self-managed plan shall include a plan document and shall provide for the adoption of such rules and procedures as are necessary or desirable for the administration of the self-managed plan. Consistent with fiduciary duty to the participants and beneficiaries of the self-managed plan, it may provide for delegation of suitable aspects of plan administration to companies authorized to do business in this State.

(c) Selection of service providers and funding vehicles. The principal administrator of the self-managed plan shall solicit proposals to provide administrative services and funding vehicles for

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the self-managed plan from insurance and annuity companies and mutual fund companies, banks, trust companies, or other financial institutions authorized to do business in this State. In reviewing the proposals received and approving and contracting with no fewer than 2 and no more than 7 companies, the principal administrator shall consider, among other things, the following criteria:

(1) the nature and extent of the benefits that would be provided to the participants;

(2) the reasonableness of the benefits in relation to the

premium charged;

(3) the suitability of the benefits to the needs and interests of the participating employees and the employer;

(4) the ability of the company to provide benefits under the contract and the financial stability of the company; and

(5) the efficacy of the contract in the recruitment and retention of employees.

The principal administrator shall periodically review each approved company. A company may continue to provide administrative services and funding vehicles for the self-managed plan only so long as it continues to be an approved company under contract with the principal administrator.

(d) Employee Direction. Employees who are participating in the program must be allowed to direct the transfer of their account balances among the various investment options offered, subject to applicable contractual provisions. The participant shall not be deemed a fiduciary by reason of providing such investment direction. A person who is a fiduciary shall not be liable for any loss resulting from such investment direction and shall not be deemed to have breached any fiduciary duty by acting in accordance with that direction. The self-managed plan does not guarantee any of the investments in the employee's account balances.

(e) Participation. An eligible employee must make a written election in accordance with the provisions of Section 3-109.2 and the procedures established under the self-managed plan. Participation in the self-managed plan by an eligible employee who elects to participate in the self-managed plan shall begin on the first day of the first pay period following the later of the date the employee's election is filed with the fund or the employer, but in no event sooner than the effective date of the self-managed plan.

A police officer who has elected to participate in the self-managed plan under this Section must continue participation while employed in an eligible position, and may not participate in any other retirement program administered by the municipality while employed as a police officer by that municipality. Participation in the self-managed plan under this Section shall constitute membership in an Article 3 pension fund.

(f) No Duplication of Service Credit. Notwithstanding any other provision of this Article, a police officer may not purchase or receive service or service credit applicable to any other retirement program administered by a fund under this Article for any period during which the police officer was a participant in the self-managed plan established under this Section.

(g) Contributions. The self-managed plan shall be funded by contributions from participants in the self-managed plan and employer contributions as provided in this Section.

The contribution rate for a participant in the self-managed plan under this Section shall be a minimum of 10% of his or her salary. This required contribution shall be made as an "employer pick-up" under Section 414(h) of the Internal Revenue Code of 1986 or any successor Section thereof. An employee may make additional

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contributions to the self-managed plan in accordance with the terms of the plan.

The self-managed plan shall provide for employer contributions to be credited to each self-managed plan participant at a rate of 10% of the participating employee's salary, less the amount of the employer contribution used to provide disability benefits for the employee. The amounts so credited shall be paid into the participant's self-managed plan accounts in the manner prescribed by the plan.

An amount of employer contribution, not exceeding 1.5% of the participating employee's salary, shall be used for the purpose of providing disability benefits to the participating employee. Prior to the beginning of each plan year under the self-managed plan, the principal administrator shall determine, as a percentage of salary, the amount of employer contributions to be allocated during that plan year for providing disability benefits for employees in the self-managed plan.

(h) Vesting; Withdrawal; Return to Service. A participant in the self-managed plan becomes fully vested in the employer contributions credited to his or her account in the self-managed plan on the earliest to occur of the following:

(1) completion of 6 years of service with the municipality;

or

(2) the death of the participating employee while employed by the municipality, if the participant has completed at least 1.5 years of service.

A participant in the self-managed plan who receives a distribution of his or her vested amounts from the self-managed plan upon or after termination of employment shall forfeit all service credit and accrued rights in the fund of his or her employer; if subsequently re-employed, the participant shall be considered a new employee. If a former participant again becomes a participating employee and continues as such for at least 2 years, all such rights, service credit, and previous status as a participant shall be restored upon repayment of the amount of the distribution without interest.

(i) Benefit amounts. If a participating employee who is fully vested in employer contributions terminates employment, the participating employee shall be entitled to a benefit which is based on the account values attributable to both employer and employee contributions and any investment return thereon.

If a participating employee who is not fully vested in employer contributions terminates employment, the employee shall be entitled to a benefit based on the account values attributable to the employee's contributions and any investment return thereon, plus the following percentage of employer contributions and any investment return thereon: 20% after the second year; 40% after the third year; 60% after the fourth year; 80% after the fifth year; and 100% after the sixth year. The remainder of employer contributions and investment return thereon shall be forfeited. Any employer contributions that are forfeited shall be held in escrow by the company investing those contributions and shall be used as directed by the municipality for future allocations of employer contributions or for the restoration of amounts previously forfeited by former participants who again become participating employees.

(40 ILCS 5/3-110) (from Ch. 108 1/2, par. 3-110)

Sec. 3-110. Creditable service.

(a) "Creditable service" is the time served by a police officer

as a member of a regularly constituted police force of a municipality. In computing creditable service furloughs without pay exceeding 30 days shall not be counted, but all leaves of absence for

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illness or accident, regardless of length, and all periods of disability retirement for which a police officer has received no disability pension payments under this Article shall be counted.

(a-5) Up to 3 years of time during which the police officer receives a disability pension under Section 3-114.1, 3-114.2, 3-114.3, or 3-114.6 shall be counted as creditable service, provided that (i) the police officer returns to active service after the disability for a period at least equal to the period for which credit is to be established and (ii) the police officer makes contributions to the fund based on the rates specified in Section 3-125.1 and the salary upon which the disability pension is based. These contributions may be paid at any time prior to the commencement of a retirement pension. The police officer may, but need not, elect to have the contributions deducted from the disability pension or to pay them in installments on a schedule approved by the board. If not deducted from the disability pension, the contributions shall include interest at the rate of 6% per year, compounded annually, from the date for which service credit is being established to the date of payment. If contributions are paid under this subsection (a-5) in excess of those needed to establish the credit, the excess shall be refunded. This subsection (a-5) applies to persons receiving a disability pension under Section 3-114.1, 3-114.2, 3-114.3, or 3-114.6 on the effective date of this amendatory Act of the 91st General Assembly, as well as persons who begin to receive such a disability pension after that date.

(b) Creditable service includes all periods of service in the military, naval or air forces of the United States entered upon while an active police officer of a municipality, provided that upon applying for a permanent pension, and in accordance with the rules of the board, the police officer pays into the fund the amount the officer would have contributed if he or she had been a regular contributor during such period, to the extent that the municipality which the police officer served has not made such contributions in the officer's behalf. The total amount of such creditable service shall not exceed 5 years, except that any police officer who on July 1, 1973 had more than 5 years of such creditable service shall receive the total amount thereof.

(c) Creditable service also includes service rendered by a police officer while on leave of absence from a police department to serve as an executive of an organization whose membership consists of members of a police department, subject to the following conditions: (i) the police officer is a participant of a fund established under this Article with at least 10 years of service as a police officer; (ii) the police officer received no credit for such service under any other retirement system, pension fund, or annuity and benefit fund included in this Code; (iii) pursuant to the rules of the board the police officer pays to the fund the amount he or she would have contributed had the officer been an active member of the police

department; and (iv) the organization pays a contribution equal to the municipality's normal cost for that period of service.

(d)(1) Creditable service also includes periods of service originally established in another police pension fund under this Article or in the Fund established under Article 7 of this Code for which (i) the contributions have been transferred under Section 3-110.7 or Section 7-139.9 and (ii) any additional contribution required under paragraph (2) of this subsection has been paid in full in accordance with the requirements of this subsection (d).

(2) If the board of the pension fund to which creditable service and related contributions are transferred under Section 3-110.7 or 7-139.9 determines that the amount transferred is less than the true

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cost to the pension fund of allowing that creditable service to be established, then in order to establish that creditable service the police officer must pay to the pension fund, within the payment period specified in paragraph (3) of this subsection, an additional contribution equal to the difference, as determined by the board in accordance with the rules and procedures adopted under paragraph (6) of this subsection.

(3) Except as provided in paragraph (4), the additional contribution must be paid to the board (i) within 5 years from the date of the transfer of contributions under Section 3-110.7 or 7-139.9 and (ii) before the police officer terminates service with the fund. The additional contribution may be paid in a lump sum or in accordance with a schedule of installment payments authorized by the board.

(4) If the police officer dies in service before payment in full has been made and before the expiration of the 5-year payment period, the surviving spouse of the officer may elect to pay the unpaid amount on the officer's behalf within 6 months after the date of death, in which case the creditable service shall be granted as though the deceased police officer had paid the remaining balance on the day before the date of death.

(5) If the additional contribution is not paid in full within the required time, the creditable service shall not be granted and the police officer (or the officer's surviving spouse or estate) shall be entitled to receive a refund of (i) any partial payment of the additional contribution that has been made by the police officer and (ii) those portions of the amounts transferred under subdivision (a)(1) of Section 3-110.7 or subdivisions (a)(1) and (a)(3) of Section 7-139.9 that represent employee contributions paid by the police officer (but not the accumulated interest on those contributions) and interest paid by the police officer to the prior pension fund in order to reinstate service terminated by acceptance of a refund.

At the time of paying a refund under this item (5), the pension fund shall also repay to the pension fund from which the contributions were transferred under Section 3-110.7 or 7-139.9 the amount originally transferred under subdivision (a)(2) of that Section, plus interest at the rate of 6% per year, compounded annually, from the date of the original transfer to the date of

repayment. Amounts repaid to the Article 7 fund under this provision shall be credited to the appropriate municipality.

Transferred credit that is not granted due to failure to pay the additional contribution within the required time is lost; it may not be transferred to another pension fund and may not be reinstated in the pension fund from which it was transferred.

(6) The Public Employee Pension Fund Division of the Department of Insurance shall establish by rule the manner of making the calculation required under paragraph (2) of this subsection, taking into account the appropriate actuarial assumptions; the police officer's service, age, and salary history; the level of funding of the pension fund to which the credits are being transferred; and any other factors that the Division determines to be relevant. The rules may require that all calculations made under paragraph (2) be reported to the Division by the board performing the calculation, together with documentation of the creditable service to be transferred, the amounts of contributions and interest to be transferred, the manner in which the calculation was performed, the numbers relied upon in making the calculation, the results of the calculation, and any other information the Division may deem useful. (Source: P.A. 90-460, eff. 8-17-97; 91-887, eff. 7-6-00.)

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(40 ILCS 5/3-111) (from Ch. 108 1/2, par. 3-111)
Sec. 3-111. Pension.

(a) A police officer age 50 or more with 20 or more years of creditable service, who is not a participant in the self-managed plan under Section 3-109.3 and who is no longer in service as a police officer, shall receive a pension of 1/2 of the salary attached to the rank held by the officer on the police force for one year immediately prior to retirement or, beginning July 1, 1987 for persons terminating service on or after that date, the salary attached to the rank held on the last day of service or for one year prior to the last day, whichever is greater. The pension shall be increased by 2.5% ~~2%~~ of such salary for each additional year of service over 20 years of service through 30 years of service, up to 30 years, and 1% ~~of such salary for each additional year of service over 30 years,~~ to a maximum of 75% of such salary.

The changes made to this subsection (a) by this amendatory Act of the 91st General Assembly apply to all pensions that become payable under this subsection on or after January 1, 1999. All pensions payable under this subsection that began on or after January 1, 1999 and before the effective date of this amendatory Act shall be recalculated, and the amount of the increase accruing for that period shall be payable to the pensioner in a lump sum.

(a-5) No pension in effect on or granted after June 30, 1973 shall be less than \$200 per month. Beginning July 1, 1987, the minimum retirement pension for a police officer having at least 20 years of creditable service shall be \$400 per month, without regard to whether or not retirement occurred prior to that date. If the minimum pension established in Section 3-113.1 is greater than the minimum provided in this subsection, the Section 3-113.1 minimum controls.

(b) A police officer mandatorily retired from service due to age by operation of law, having at least 8 but less than 20 years of creditable service, shall receive a pension equal to 2 1/2% of the salary attached to the rank he or she held on the police force for one year immediately prior to retirement or, beginning July 1, 1987 for persons terminating service on or after that date, the salary attached to the rank held on the last day of service or for one year prior to the last day, whichever is greater, for each year of creditable service.

A police officer who retires or is separated from service having at least 8 years but less than 20 years of creditable service, who is not mandatorily retired due to age by operation of law, and who does not apply for a refund of contributions at his or her last separation from police service, shall receive a pension upon attaining age 60 equal to 2.5% of the salary attached to the rank held by the police officer on the police force for one year immediately prior to retirement or, beginning July 1, 1987 for persons terminating service on or after that date, the salary attached to the rank held on the last day of service or for one year prior to the last day, whichever is greater, for each year of creditable service.

(c) A police officer no longer in service who has at least one but less than 8 years of creditable service in a police pension fund but meets the requirements of this subsection (c) shall be eligible to receive a pension from that fund equal to 2.5% of the salary attached to the rank held on the last day of service under that fund or for one year prior to that last day, whichever is greater, for each year of creditable service in that fund. The pension shall begin no earlier than upon attainment of age 60 (or upon mandatory retirement from the fund by operation of law due to age, if that occurs before age 60) and in no event before the effective date of

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this amendatory Act of 1997.

In order to be eligible for a pension under this subsection (c), the police officer must have at least 8 years of creditable service in a second police pension fund under this Article and be receiving a pension under subsection (a) or (b) of this Section from that second fund. The police officer need not be in service on or after the effective date of this amendatory Act of 1997.

(Source: P.A. 90-460, eff. 8-17-97.)

(40 ILCS 5/3-111.1) (from Ch. 108 1/2, par. 3-111.1)

Sec. 3-111.1. Increase in pension.

(a) Except as provided in subsection (e), the monthly pension of a police officer who retires after July 1, 1971, and prior to January 1, 1986, shall be increased, upon either the first of the month following the first anniversary of the date of retirement if the officer is 60 years of age or over at retirement date, or upon the first day of the month following attainment of age 60 if it occurs after the first anniversary of retirement, by 3% of the originally granted pension and by an additional 3% of the originally granted pension in January of each year thereafter.

(b) The monthly pension of a police officer who retired from service with 20 or more years of service, on or before July 1, 1971,

shall be increased in January of the year following the year of attaining age 65 or in January of 1972, if then over age 65, by 3% of the originally granted pension for each year the police officer received pension payments. In each January thereafter, he or she shall receive an additional increase of 3% of the original pension.

(c) The monthly pension of a police officer who retires on disability or is retired for disability shall be increased in January of the year following the year of attaining age 60, by 3% of the original grant of pension for each year he or she received pension payments. In each January thereafter, the police officer shall receive an additional increase of 3% of the original pension.

(d) The monthly pension of a police officer who retires after January 1, 1986, shall be increased, upon either the first of the month following the first anniversary of the date of retirement if the officer is 55 years of age or over ~~at the retirement date~~, or upon the first day of the month following attainment of age 55 if it occurs after the first anniversary of retirement, by 1/12 of 3% of the originally granted pension for each full month ~~year~~ that has elapsed since the pension began, and by an additional 3% of the originally granted pension in January of each year thereafter.

The changes made to this subsection (d) by this amendatory Act of the 91st General Assembly apply to all initial increases that become payable under this subsection on or after January 1, 1999. All initial increases that became payable under this subsection on or after January 1, 1999 and before the effective date of this amendatory Act shall be recalculated and the additional amount accruing for that period, if any, shall be payable to the pensioner in a lump sum.

(e) Notwithstanding the provisions of subsection (a), upon the first day of the month following (1) the first anniversary of the date of retirement, or (2) the attainment of age 55, or (3) July 1, 1987, whichever occurs latest, the monthly pension of a police officer who retired on or after January 1, 1977 and on or before January 1, 1986, and did not receive an increase under subsection (a) before July 1, 1987, shall be increased by 3% of the originally granted monthly pension for each full year that has elapsed since the pension began, and by an additional 3% of the originally granted pension in each January thereafter. The increases provided under this subsection are in lieu of the increases provided in subsection (a).

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(f) Notwithstanding the other provisions of this Section, beginning with increases granted on or after July 1, 1993, the second and all subsequent automatic annual increases granted under subsection (a), (b), (d), or (e) of this Section shall be calculated as 3% of the amount of pension payable at the time of the increase, including any increases previously granted under this Section, rather than 3% of the originally granted pension amount. Section 1-103.1 does not apply to this subsection (f).

(Source: P.A. 87-1265.)

(40 ILCS 5/3-112) (from Ch. 108 1/2, par. 3-112)

Sec. 3-112. Pension to survivors.

(a) Upon the death of a police officer entitled to a pension

under Section 3-111, the surviving spouse shall be entitled to the pension to which the police officer was then entitled. Upon the death of the surviving spouse, or upon the remarriage of the surviving spouse if that remarriage terminates the surviving spouse's eligibility under Section 3-121, the police officer's unmarried children who are under age 18 or who are dependent because of physical or mental disability shall be entitled to equal shares of such pension. If there is no eligible surviving spouse and no eligible child, the dependent parent or parents of the officer shall be entitled to receive or share such pension until their death or marriage or remarriage after the death of the police officer.

(b) Upon the death of a police officer while in service, having at least 20 years of creditable service, or upon the death of a police officer who retired from service with at least 20 years of creditable service, whether death occurs before or after attainment of age 50, the pension earned by the police officer as of the date of death as provided in Section 3-111 shall be paid to the survivors in the sequence provided in subsection (a) of this Section.

(c) Upon the death of a police officer while in service, having at least 10 but less than 20 years of service, a pension of 1/2 of the salary attached to the rank or ranks held by the officer for one year immediately prior to death shall be payable to the survivors in the sequence provided in subsection (a) of this Section. If death occurs as a result of the performance of duty, the 10 year requirement shall not apply and the pension to survivors shall be payable after any period of service.

(d) Beginning July 1, 1987, a minimum pension of \$400 per month shall be paid to all surviving spouses, without regard to the fact that the death of the police officer occurred prior to that date. If the minimum pension established in Section 3-113.1 is greater than the minimum provided in this subsection, the Section 3-113.1 minimum controls.

(e) The pension of the surviving spouse of a police officer who dies (i) on or after January 1, 2001, (ii) without having begun to receive either a retirement pension payable under Section 3-111 or a disability pension payable under Section 3-114.1, 3-114.2, 3-114.3, or 3-114.6, and (iii) as a result of sickness, accident, or injury incurred in or resulting from the performance of an act of duty shall not be less than 100% of the salary attached to the rank held by the deceased police officer on the last day of service, notwithstanding any provision in this Article to the contrary.

(Source: P.A. 89-408, eff. 11-15-95.)

(40 ILCS 5/3-113.1)

Sec. 3-113.1. Minimum retirement, survivor, and disability pensions.

(a) Beginning January 1, 1999, the minimum retirement pension payable to a police officer with 20 or more years of creditable service, the minimum disability pension payable under Section

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3-114.1, 3-114.2, ~~or~~ 3-114.3, or 3-114.6, and the minimum surviving spouse's pension shall be \$600 per month, without regard to whether the police officer was in service on or after the effective date of

this amendatory Act of the 91st General Assembly.

In the case of a pensioner whose pension began before the effective date of this amendatory Act and is subject to increase under this subsection (a), the pensioner shall be entitled to a lump sum payment of the amount of that increase accruing from January 1, 1999 (or the date the pension began, if later) to the effective date of this amendatory Act.

(b) Beginning January 1, 2000, the minimum retirement pension payable to a police officer with 20 or more years of creditable service, the minimum disability pension payable under Section 3-114.1, 3-114.2, ~~or~~ 3-114.3, or 3-114.6, and the minimum surviving spouse's pension shall be \$800 per month, without regard to whether the police officer was in service on or after the effective date of this amendatory Act of the 91st General Assembly.

(c) Beginning January 1, 2001, the minimum retirement pension payable to a police officer with 20 or more years of creditable service, the minimum disability pension payable under Section 3-114.1, 3-114.2, ~~or~~ 3-114.3, or 3-114.6, and the minimum surviving spouse's pension shall be \$1000 per month, without regard to whether the police officer was in service on or after the effective date of this amendatory Act of the 91st General Assembly.

(d) This Section does not grant a pension to any surviving spouse who is not otherwise eligible to receive a pension under this Article.

(e) No survivor benefits are payable to a participant in the self-managed plan.

(Source: P.A. 91-466, eff. 8-6-99.)

(40 ILCS 5/3-114.1) (from Ch. 108 1/2, par. 3-114.1)

Sec. 3-114.1. Disability pension - Line of duty.

(a) If a police officer as the result of sickness, accident or injury incurred in or resulting from the performance of an act of duty, is found to be physically or mentally disabled for service in the police department, so as to render necessary his or her suspension or retirement from the police service, the police officer shall be entitled to a disability retirement pension equal to the greatest of (1) 65% of the salary attached to the rank on the police force held by the officer at the date of suspension of duty or retirement, (2) the retirement pension that the police officer would be eligible to receive if he or she retired (but not including any automatic annual increase in that retirement pension), or (3) the pension provided under subsection (d), if applicable.

A police officer shall be considered "on duty" while on any assignment approved by the chief of the police department of the municipality he or she serves, whether the assignment is within or outside the municipality.

(b) If a police officer on disability pension dies while still disabled, the disability pension shall continue to be paid to his or her survivors in the sequence provided in Section 3-112.

(c) From and after July 1, 1987, any pension payable under this Section shall be at least \$400 per month, without regard to the fact that the disability or death of the police officer occurred prior to that date. If the minimum pension established in Section 3-113.1 is greater than the minimum provided in this Section, the Section 3-113.1 minimum controls.

(d) A disabled police officer who (1) is receiving a pension under this Section on the effective date of this amendatory Act of the 91st General Assembly, (2) files with the Fund, within 30 days

after that effective date and annually thereafter while the pension remains payable, a written application for the benefits of this subsection, including an affidavit stating that the applicant has not earned any income from gainful employment during the most recently concluded tax year and a copy of his or her most recent Illinois income tax return, (3) has service credit in the Fund for at least 7 years of active duty, and (4) has been receiving the pension under this Section for a period which, when added to the officer's total service credit in the Fund, equals at least 20 years, shall be eligible to receive an annual noncompounded increase in his or her pension under this Section, equal to 3% of the original pension.

The Fund may take appropriate steps to verify the applicant's disability and earnings status, and for this purpose may request from the Department of Revenue a certified copy of the applicant's Illinois income tax return for any year for which a benefit under this Section is payable or has been paid.

The annual increase shall accrue on each anniversary of the initial pension payment date, for so long as the pension remains payable to the disabled police officer and the required annual application is made, except that the annual increases under this subsection shall cease if the disabled police officer earns income from gainful employment. Within 60 days after accepting an initial application under this subsection, the Fund shall pay to the disabled police officer, in a lump sum without interest, the amounts resulting from the annual increases that have accrued retroactively.

This subsection is not limited to persons in active service on or after its effective date, but it applies only to a pension that is payable under this Section to a disabled police officer (rather than a survivor). Upon the death of the disabled police officer, the annuity payable under this Section to his or her survivors shall include any annual increases previously received, but no additional increases shall accrue under this subsection.

(Source: P.A. 85-941.)

(40 ILCS 5/3-114.2) (from Ch. 108 1/2, par. 3-114.2)

Sec. 3-114.2. Disability pension - Not on duty. A police officer who becomes disabled as a result of any cause other than the performance of an act of duty, and who is found to be physically or mentally disabled so as to render necessary his or her suspension or retirement from police service in the police department, shall be entitled to a disability pension of 50% of the salary attached to the officer's rank on the police force at the date of suspension of duty or retirement.

If a police officer on disability pension dies while still disabled, the disability pension shall continue to be paid to the officer's survivors in the sequence provided in Section 3-112.

From and after July 1, 1987, any pension payable under this Section shall be at least \$400 per month, without regard to the fact that the disability or death of the police officer occurred prior to that date. If the minimum pension established in Section 3-113.1 is greater than the minimum provided in this Section, the Section 3-113.1 minimum controls.

(Source: P.A. 85-941.)

(40 ILCS 5/3-114.3) (from Ch. 108 1/2, par. 3-114.3)

Sec. 3-114.3. Heart attack or stroke suffered in performance of duties. Any police officer who suffers a heart attack or stroke as a result of the performance and discharge of police duty shall be considered as having been injured in the performance of an act of duty and shall be eligible for the benefits provided under this Article for police officers injured in the performance of an act of duty or, if applicable, the benefits provided in Section 3-114.6.

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(Source: P.A. 90-766, eff. 8-14-98.)

(40 ILCS 5/3-114.6)

Sec. 3-114.6. Occupational disease disability pension.

(a) This Section applies only to police officers who are employed by a municipality with a combined police and fire department and who have regular firefighting duties in addition to their law enforcement duties.

(b) The General Assembly finds that service in a police department that also has firefighting duties requires officers to perform unusual tasks in times of stress and danger; that officers are subject to exposure to extreme heat or extreme cold in certain seasons while performing their duties; that they are required to work in the midst of and are subject to heavy smoke fumes and carcinogenic, poisonous, toxic, or chemical gases from fires; and that these conditions exist and arise out of or in the course of employment.

(c) An active officer with 5 or more years of creditable service who is found to be unable to perform his or her duties in the department by reason of heart disease, stroke, tuberculosis, or any disease of the lungs or respiratory tract, resulting from service as an officer, is entitled to an occupational disease disability pension during any period of such disability for which he or she has no right to receive salary.

An active officer who has completed 5 or more years of service and is unable to perform his or her duties in the department by reason of a disabling cancer, which develops or manifests itself during a period while the officer is in the service of the department, is entitled to receive an occupational disease disability benefit during any period of such disability for which he or she does not have a right to receive salary. In order to receive this occupational disease disability benefit, (i) the cancer must be of a type that may be caused by exposure to heat, radiation, or a known carcinogen as defined by the International Agency for Research on Cancer and (ii) the cancer must (and is rebuttably presumed to) arise as a result of service as an officer.

An officer who, after the effective date of this amendatory Act of 1998, enters the service of a combined police and fire department and has regular firefighting duties shall be examined by one or more practicing physicians appointed by the board. If the examination discloses impairment of the heart, lungs, or respiratory tract, or the existence of cancer, the officer shall not be entitled to an occupational disease disability pension under this Section unless and

until a subsequent examination reveals no such impairment or cancer.

The occupational disease disability pension shall be equal to the greater of 65% of the salary attached to the rank held by the officer at the time of his or her removal from the municipality's department payroll or (2) the retirement pension that the police officer would be eligible to receive if he or she retired (but not including any automatic annual increase in that retirement pension).

The occupational disease disability pension is payable to the officer during the period of the disability. If the disability ceases before the death of the officer, the disability pension payable under this Section shall also cease and the officer thereafter shall receive such pension benefits as are provided in accordance with other provisions of this Article.

If an officer dies while still disabled and receiving a disability pension under this Section, the disability pension shall continue to be paid to the officer's survivors in the sequence provided in Section 3-112.

(Source: P.A. 90-766, eff. 8-14-98.)

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(40 ILCS 5/3-120) (from Ch. 108 1/2, par. 3-120)

Sec. 3-120. Marriage after retirement.

(a) If a police officer marries subsequent to retirement on any pension under this Article other than a pension established under Section 3-109.3, the surviving spouse and the children of such surviving spouse shall receive no pension on the death of the officer, except as provided in subsection (b).

(b) Notwithstanding Section 1-103.1 of this Code, this Section shall not be deemed to disqualify from receiving a survivor's pension the surviving spouse and children of any police officer who (i) retired from service in 1973, married the surviving spouse during 1974, and died in 1988, or (ii) retired on disability in October of 1982, married the surviving spouse during 1991, and died in 1992. In the case of a person who becomes eligible for a benefit under this subsection (b), the benefit shall begin to accrue on July 1, 1990 or July 1 of the year following the police officer's death, whichever is later.

(Source: P.A. 87-794; 87-1265.)

(40 ILCS 5/3-124.1) (from Ch. 108 1/2, par. 3-124.1)

Sec. 3-124.1. Re-entry into active service. If a police officer who is receiving pension payments other than as provided in Section 3-109.3 re-enters active service, pension payment shall be suspended while he or she is in service. When he or she again retires, pension payments shall be resumed. If the police officer remains in service after re-entry for a period of less than 5 years, the pension shall be the same as upon first retirement. If the officer's service after re-entry is at least 5 years and the officer makes the required contributions during the period of re-entry, his or her pension shall be recomputed by taking into account the additional period of service and salary.

(Source: P.A. 83-1440.)

(40 ILCS 5/3-125.1) (from Ch. 108 1/2, par. 3-125.1)

Sec. 3-125.1. Contributions by police officers. Each police

officer shall contribute to the pension fund the following percentages of salary for the periods stated: Beginning July 1, 1909 and prior to July 23, 1943, 1% (except that prior to July 1, 1921 not more than one dollar per month shall be deducted, and except that beginning July 1, 1921 and prior to July 1, 1927 not more than \$2 per month shall be deducted); beginning July 23, 1943 and prior to July 20, 1949, 3%; beginning July 20, 1949 and prior to July 17, 1959, 5%; beginning July 17, 1959 and prior to July 1, 1971, 7%; beginning July 1, 1971 and prior to July 1, 1975, 7 1/2%; beginning July 1, 1975 and prior to January 1, 1987, 8 1/2%; ~~and~~ beginning January 1, 1987 and prior to January 1, 2001, 9%; and beginning January 1, 2001, 9.91%. Such sums shall be paid or deducted monthly. Contribution to the self-managed plan shall be no less than 10% of salary.

"Salary" means the annual salary, including longevity, attached to the police officer's rank, as established by the municipality's appropriation ordinance, including any compensation for overtime which is included in the salary so established, but excluding any "overtime pay", "holiday pay", "bonus pay", "merit pay", or any other cash benefit not included in the salary so established.

(Source: P.A. 84-1472.)

(40 ILCS 5/3-127) (from Ch. 108 1/2, par. 3-127)

Sec. 3-127. Reserves. The board shall establish and maintain a reserve to insure the payment of all obligations incurred under this Article excluding retirement annuities established under Section 3-109.3. The reserve to be accumulated shall be equal to the estimated total actuarial requirements of the fund.

If a pension fund has a reserve of less than the accrued

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liabilities of the fund, the board of the pension fund, in making its annual report to the city council or board of trustees of the municipality, shall designate the amount, calculated as a level percentage of payroll, needed annually to insure the accumulation of the reserve to the level of the fund's accrued liabilities over a period of 40 years from July 1, 1993 for pension funds then in operation, or from the date of establishment in the case of a fund created thereafter, so that the necessary reserves will be attained over such a period.

(Source: P.A. 87-1265.)

Section 90. The State Mandates Act is amended by adding Section 8.24 as follows:

(30 ILCS 805/8.24 new)

Sec. 8.24. Exempt mandate. Notwithstanding Sections 6 and 8 of this Act, no reimbursement by the State is required for the implementation of any mandate created by this amendatory Act of the 91st General Assembly.

Section 99. Effective date. This Act takes effect upon becoming law."

Under the rules, the foregoing **Senate Bill No. 851**, with House Amendment No. 2, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the passage of a bill of the following title, to-wit:

SENATE BILL NO. 1047

A bill for AN ACT to amend the Illinois Pension Code.

Together with the following amendment which is attached, in the adoption of which I am instructed to ask the concurrence of the Senate, to-wit:

House Amendment No. 1 to SENATE BILL NO. 1047

Passed the House, as amended, November 16, 2000.

ANTHONY D. ROSSI, Clerk of the House

AMENDMENT NO. 1 TO SENATE BILL 1047

AMENDMENT NO. 1. Amend Senate Bill 1047 by replacing the title with the following:

"AN ACT in relation to public employee benefits."; and

by replacing everything after the enacting clause with the following:

"Section 5. The Illinois Pension Code is amended by changing Sections 14-103.05, 14-106, 14-107, 14-108, 14-110, 14-114, 14-133, 16-132, 16-133, and 16-133.1 as follows:

(40 ILCS 5/14-103.05) (from Ch. 108 1/2, par. 14-103.05)

Sec. 14-103.05. Employee.

(a) Any person employed by a Department who receives salary for personal services rendered to the Department on a warrant issued pursuant to a payroll voucher certified by a Department and drawn by the State Comptroller upon the State Treasurer, including an elected official described in subparagraph (d) of Section 14-104, shall become an employee for purpose of membership in the Retirement System on the first day of such employment.

A person entering service on or after January 1, 1972 and prior to January 1, 1984 shall become a member as a condition of employment and shall begin making contributions as of the first day of

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employment.

A person entering service on or after January 1, 1984 shall, upon completion of 6 months of continuous service which is not interrupted by a break of more than 2 months, become a member as a condition of employment. Contributions shall begin the first of the month after completion of the qualifying period.

The qualifying period of 6 months of service is not applicable to: (1) a person who has been granted credit for service in a position covered by the State Universities Retirement System, the Teachers' Retirement System of the State of Illinois, the General Assembly Retirement System, or the Judges Retirement System of Illinois unless that service has been forfeited under the laws of those systems; (2) a person entering service on or after July 1, 1991 in a noncovered position; or (3) a person to whom Section 14-108.2a or 14-108.2b applies.

(b) The term "employee" does not include the following:

(1) members of the State Legislature, and persons electing to become members of the General Assembly Retirement System pursuant to Section 2-105;

(2) incumbents of offices normally filled by vote of the people;

(3) except as otherwise provided in this Section, any person appointed by the Governor with the advice and consent of the Senate unless that person elects to participate in this system;

(4) except as provided in Section 14-108.2, any person who is covered or eligible to be covered by the Teachers' Retirement System of the State of Illinois, the State Universities Retirement System, or the Judges Retirement System of Illinois;

(5) an employee of a municipality or any other political subdivision of the State;

(6) any person who becomes an employee after June 30, 1979 as a public service employment program participant under the Federal Comprehensive Employment and Training Act and whose wages or fringe benefits are paid in whole or in part by funds provided under such Act;

(7) enrollees of the Illinois Young Adult Conservation Corps program, administered by the Department of Natural Resources, authorized grantee pursuant to Title VIII of the "Comprehensive Employment and Training Act of 1973", 29 USC 993, as now or hereafter amended;

(8) enrollees and temporary staff of programs administered by the Department of Natural Resources under the Youth Conservation Corps Act of 1970;

(9) any person who is a member of any professional licensing or disciplinary board created under an Act administered by the Department of Professional Regulation or a successor agency or created or re-created after the effective date of this amendatory Act of 1997, and who receives per diem compensation rather than a salary, notwithstanding that such per diem compensation is paid by warrant issued pursuant to a payroll voucher; such persons have never been included in the membership of this System, and this amendatory Act of 1987 (P.A. 84-1472) is not intended to effect any change in the status of such persons;

(10) any person who is a member of the Illinois Health Care Cost Containment Council, and receives per diem compensation rather than a salary, notwithstanding that such per diem compensation is paid by warrant issued pursuant to a payroll voucher; such persons have never been included in the membership of this System, and this amendatory Act of 1987 is not intended

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to effect any change in the status of such persons; or

(11) any person who is a member of the Oil and Gas Board created by Section 1.2 of the Illinois Oil and Gas Act, and receives per diem compensation rather than a salary, notwithstanding that such per diem compensation is paid by warrant issued pursuant to a payroll voucher.

(c) An individual who is employed on a full-time basis as an officer or employee of a statewide labor organization that represents members of this System may participate in the System and shall be deemed an employee, provided that (1) the individual has previously earned creditable service under this Article, (2) the individual files with the System an irrevocable election to become a participant, and (3) the individual does not receive credit for that employment under any other public or private pension plan or retirement system (other than social security). An employee under this subsection (c) is responsible for paying to the System both (i) employee contributions based on compensation as defined in this subsection and (ii) employer contributions based on that compensation and the percentage of payroll certified by the board; all or any part of these contributions may be paid on the employee's behalf or picked up for tax purposes (if authorized under federal law) by the labor organization.

While participating in the System under this subsection (c), the participant's rate of compensation, for all purposes of this Article and the Retirement Systems Reciprocal Act, shall be deemed to be the rate of compensation that the participant would have received if he or she had continued in the position that he or she held on the last day as an employee in this System prior to beginning participation under this subsection (c), including all scheduled satisfactory performance increases and other salary increases applicable from time to time to persons in that position (or, if that position is eliminated, applicable to persons in similar positions under the same pay plan or its successor). The rate of compensation for a participant under this subsection (c) shall be determined by the Board, in its sole discretion.

A person who is an employee as defined in this subsection may establish service credit for similar employment prior to becoming an employee under this subsection by paying to the System for that employment the contributions specified in this subsection, plus interest at the effective rate from the date of service to the date of payment. However, credit shall not be granted under this subsection for any such prior employment for which the applicant received credit under any other public or private pension plan or retirement system (other than social security).

(Source: P.A. 89-246; eff. 8-4-95; 89-445, eff. 2-7-96; 90-448, eff. 8-16-97.)

(40 ILCS 5/14-106) (from Ch. 108 1/2, par. 14-106)

Sec. 14-106. Membership service credit.

(a) After January 1, 1944, all service of a member since he last became a member with respect to which contributions are made shall count as membership service; provided, that for service on and after July 1, 1950, 12 months of service shall constitute a year of membership service, the completion of 15 days or more of service during any month shall constitute 1 month of membership service, 8 to 15 days shall constitute 1/2 month of membership service and less than 8 days shall constitute 1/4 month of membership service. The payroll record of each department shall constitute conclusive evidence of the record of service rendered by a member.

(b) For a member who is employed and paid on an academic-year basis rather than on a 12-month annual basis, employment for a full

academic year shall constitute a full year of membership service, except that the member shall not receive more than one year of membership service credit (plus any additional service credit granted for unused sick leave) for service during any 12-month period. This subsection (b) applies to all such service for which the member has not begun to receive a retirement annuity before the effective date of this amendatory Act of the 91st General Assembly.

(c) A member shall be entitled to additional service credit, under rules prescribed by the Board, for accumulated unused sick leave credited to his account in the last Department on the date of withdrawal from service or for any period for which he would have been eligible to receive benefits under a sick pay plan authorized by law, if he had suffered a sickness or accident on the date of withdrawal from service. It shall be the responsibility of the last Department to certify to the Board the length of time salary or benefits would have been paid to the member based upon the accumulated unused sick leave or the applicable sick pay plan if he had become entitled thereto because of sickness on the date that his status as an employee terminated. This period of service credit granted under this paragraph shall not be considered in determining the date the retirement annuity is to begin, or final average compensation.

(Source: P.A. 87-1265.)

(40 ILCS 5/14-107) (from Ch. 108 1/2, par. 14-107)

Sec. 14-107. Retirement annuity - service and age - conditions.

A member is entitled to a retirement annuity after having at least 8 years of creditable service.

A member who has at least 35 years of creditable service may claim his or her retirement annuity at any age. A member having at least 8 years of creditable service but less than 35 may claim his or her retirement annuity upon or after attainment of age 60 or, beginning January 1, 2001, any lesser age which, when added to the number of years of his or her creditable service, equals at least 85. A member upon or after attainment of age 55 having at least 25 years ~~30 years~~ of creditable service (30 years if retirement is before January 1, 2001) may elect to receive the lower retirement annuity provided in paragraph (c) of Section 14-108 of this Code. For purposes of the rule of 85, portions of years shall be counted in whole months.

The allowance shall begin with the first full calendar month specified in the member's application therefor, the first day of which shall not be before the date of withdrawal as approved by the board. Regardless of the date of withdrawal, the allowance need not begin within one year of application therefor.

(Source: P.A. 82-342.)

(40 ILCS 5/14-108) (from Ch. 108 1/2, par. 14-108)

Sec. 14-108. Amount of retirement annuity. A member who has contributed to the System for at least 12 months shall be entitled to a prior service annuity for each year of certified prior service credited to him, except that a member shall receive 1/3 of the prior service annuity for each year of service for which contributions have been made and all of such annuity shall be payable after the member has made contributions for a period of 3 years. Proportionate amounts shall be payable for service of less than a full year after

completion of at least 12 months.

The total period of service to be considered in establishing the measure of prior service annuity shall include service credited in the Teachers' Retirement System of the State of Illinois and the State Universities Retirement System for which contributions have been made by the member to such systems; provided that at least 1

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year of the total period of 3 years prescribed for the allowance of a full measure of prior service annuity shall consist of membership service in this system for which credit has been granted.

(a) In the case of a member who retires on or after January 1, 1998 and is a noncovered employee, the retirement annuity for membership service and prior service shall be 2.2% of final average compensation for each year of service. Any service credit established as a covered employee shall be computed as stated in paragraph (b).

(b) In the case of a member who retires on or after January 1, 1998 and is a covered employee, the retirement annuity for membership service and prior service shall be computed as stated in paragraph (a) for all service credit established as a noncovered employee; for service credit established as a covered employee it shall be 1.67% of final average compensation for each year of service.

(c) For a member ~~with 30 but less than 35 years of creditable service~~ retiring after attaining age 55 but before age 60 with at least 30 but less than 35 years of creditable service if retirement is before January 1, 2001, or with at least 25 but less than 30 years of creditable service if retirement is on or after January 1, 2001, the retirement annuity shall be reduced by 1/2 of 1% for each month that the member's age is under age 60 at the time of retirement.

(d) A retirement annuity shall not exceed 75% of final average compensation, subject to such extension as may result from the application of Section 14-114 or Section 14-115.

(e) The retirement annuity payable to any covered employee who is a member of the System and in service on January 1, 1969, or in service thereafter in 1969 as a result of legislation enacted by the Illinois General Assembly transferring the member to State employment from county employment in a county Department of Public Aid in counties of 3,000,000 or more population, under a plan of coordination with the Old Age, Survivors and Disability provisions thereof, if not fully insured for Old Age Insurance payments under the Federal Old Age, Survivors and Disability Insurance provisions at the date of acceptance of a retirement annuity, shall not be less than the amount for which the member would have been eligible if coordination were not applicable.

(f) The retirement annuity payable to any covered employee who is a member of the System and in service on January 1, 1969, or in service thereafter in 1969 as a result of the legislation designated in the immediately preceding paragraph, if fully insured for Old Age Insurance payments under the Federal Social Security Act at the date of acceptance of a retirement annuity, shall not be less than an amount which when added to the Primary Insurance Benefit payable to the member upon attainment of age 65 under such Federal Act, will

equal the annuity which would otherwise be payable if the coordinated plan of coverage were not applicable.

(g) In the case of a member who is a noncovered employee, the retirement annuity for membership service as a security employee of the Department of Corrections or security employee of the Department of Human Services shall be: if retirement occurs on or after January 1, 2001, 3% of final average compensation for each year of creditable service; or if retirement occurs before January 1, 2001, 1.9% of final average compensation for each of the first 10 years of service, + 2.1% for each of the next 10 years of service, + 2.25% for each year of service in excess of 20 but not exceeding 30, + and 2.5% for each year in excess of 30; except that the annuity may be calculated under subsection (a) rather than this subsection (g) if the resulting annuity is greater.

(h) In the case of a member who is a covered employee, the

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retirement annuity for membership service as a security employee of the Department of Corrections or security employee of the Department of Human Services shall be: if retirement occurs on or after January 1, 2001, 2.5% of final average compensation for each year of creditable service; if retirement occurs before January 1, 2001, 1.67% of final average compensation for each of the first 10 years of service, + 1.90% for each of the next 10 years of service, + 2.10% for each year of service in excess of 20 but not exceeding 30, + and 2.30% for each year in excess of 30.

(i) For the purposes of this Section and Section 14-133 of this Act, the term "security employee of the Department of Corrections" and the term "security employee of the Department of Human Services" shall have the meanings ascribed to them in subsection (c) of Section 14-110.

(j) The retirement annuity computed pursuant to paragraphs (g) or (h) shall be applicable only to those security employees of the Department of Corrections and security employees of the Department of Human Services who have at least 20 years of membership service and who are not eligible for the alternative retirement annuity provided under Section 14-110. However, persons transferring to this System under Section 14-108.2 who have service credit under Article 16 of this Code may count such service toward establishing their eligibility under the 20-year service requirement of this subsection; but such service may be used only for establishing such eligibility, and not for the purpose of increasing or calculating any benefit.

(k) (Blank).

(l) The changes to this Section made by this amendatory Act of 1997 (changing certain retirement annuity formulas from a stepped rate to a flat rate) apply to members who retire on or after January 1, 1998, without regard to whether employment terminated before the effective date of this amendatory Act of 1997. An annuity shall not be calculated in steps by using the new flat rate for some steps and the superseded stepped rate for other steps of the same type of service.

(Source: P.A. 89-507, eff. 7-1-97; 90-65, eff. 7-7-97; 90-448, eff. 8-16-97; 90-655, eff. 7-30-98.)

(40 ILCS 5/14-110) (from Ch. 108 1/2, par. 14-110)
Sec. 14-110. Alternative retirement annuity.

(a) Any member who has withdrawn from service with not less than 20 years of eligible creditable service and has attained age 55, and any member who has withdrawn from service with not less than 25 years of eligible creditable service and has attained age 50, regardless of whether the attainment of either of the specified ages occurs while the member is still in service, shall be entitled to receive at the option of the member, in lieu of the regular or minimum retirement annuity, a retirement annuity computed as follows:

(i) for periods of service as a noncovered employee: if retirement occurs on or after January 1, 2001, 3% of final average compensation for each year of creditable service; if retirement occurs before January 1, 2001, 2 1/4% of final average compensation for each of the first 10 years of creditable service, 2 1/2% for each year above 10 years to and including 20 years of creditable service, and 2 3/4% for each year of creditable service above 20 years; and

(ii) for periods of eligible creditable service as a covered employee: if retirement occurs on or after January 1, 2001, 2.5% of final average compensation for each year of creditable service; if retirement occurs before January 1, 2001, 1.67% of final average compensation for each of the first 10 years of such service, 1.90% for each of the next 10 years of

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such service, 2.10% for each year of such service in excess of 20 but not exceeding 30, and 2.30% for each year in excess of 30.

Such annuity shall be subject to a maximum of 75% of final average compensation if retirement occurs before January 1, 2001 or to a maximum of 80% of final average compensation if retirement occurs on or after January 1, 2001.

These rates shall not be applicable to any service performed by a member as a covered employee which is not eligible creditable service. Service as a covered employee which is not eligible creditable service shall be subject to the rates and provisions of Section 14-108.

(b) For the purpose of this Section, "eligible creditable service" means creditable service resulting from service in one or more of the following positions:

- (1) State policeman;
- (2) fire fighter in the fire protection service of a department;
- (3) air pilot;
- (4) special agent;
- (5) investigator for the Secretary of State;
- (6) conservation police officer;
- (7) investigator for the Department of Revenue;
- (8) security employee of the Department of Human Services;
- (9) Central Management Services security police officer;
- (10) security employee of the Department of Corrections;
- (11) dangerous drugs investigator;
- (12) investigator for the Department of State Police;

- (13) investigator for the Office of the Attorney General;
- (14) controlled substance inspector;
- (15) investigator for the Office of the State's Attorneys Appellate Prosecutor;
- (16) Commerce Commission police officer;
- (17) arson investigator.

A person employed in one of the positions specified in this subsection is entitled to eligible creditable service for service credit earned under this Article while undergoing the basic police training course approved by the Illinois Law Enforcement Training Standards Board, if completion of that training is required of persons serving in that position. For the purposes of this Code, service during the required basic police training course shall be deemed performance of the duties of the specified position, even though the person is not a sworn peace officer at the time of the training.

(c) For the purposes of this Section:

(1) The term "state policeman" includes any title or position in the Department of State Police that is held by an individual employed under the State Police Act.

(2) The term "fire fighter in the fire protection service of a department" includes all officers in such fire protection service including fire chiefs and assistant fire chiefs.

(3) The term "air pilot" includes any employee whose official job description on file in the Department of Central Management Services, or in the department by which he is employed if that department is not covered by the Personnel Code, states that his principal duty is the operation of aircraft, and who possesses a pilot's license; however, the change in this definition made by this amendatory Act of 1983 shall not operate to exclude any noncovered employee who was an "air pilot" for the purposes of this Section on January 1, 1984.

(4) The term "special agent" means any person who by reason

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of employment by the Division of Narcotic Control, the Bureau of Investigation or, after July 1, 1977, the Division of Criminal Investigation, the Division of Internal Investigation, the Division of Operations, or any other Division or organizational entity in the Department of State Police is vested by law with duties to maintain public order, investigate violations of the criminal law of this State, enforce the laws of this State, make arrests and recover property. The term "special agent" includes any title or position in the Department of State Police that is held by an individual employed under the State Police Act.

(5) The term "investigator for the Secretary of State" means any person employed by the Office of the Secretary of State and vested with such investigative duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

A person who became employed as an investigator for the Secretary of State between January 1, 1967 and December 31, 1975, and who has served as such until attainment of age 60, either

continuously or with a single break in service of not more than 3 years duration, which break terminated before January 1, 1976, shall be entitled to have his retirement annuity calculated in accordance with subsection (a), notwithstanding that he has less than 20 years of credit for such service.

(6) The term "Conservation Police Officer" means any person employed by the Division of Law Enforcement of the Department of Natural Resources and vested with such law enforcement duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D), and 218(l)(1) of that Act. The term "Conservation Police Officer" includes the positions of Chief Conservation Police Administrator and Assistant Conservation Police Administrator.

(7) The term "investigator for the Department of Revenue" means any person employed by the Department of Revenue and vested with such investigative duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(l)(1) of that Act.

(8) The term "security employee of the Department of Human Services" means any person employed by the Department of Human Services who (i) is employed at the Chester Mental Health Center and has daily contact with the residents thereof, (ii) is employed within a security unit at a facility operated by the Department and has daily contact with the residents of the security unit, (iii) is employed at a facility operated by the Department that includes a security unit and is regularly scheduled to work at least 50% of his or her working hours within that security unit, or (iv) ~~who~~ is a mental health police officer. "Mental health police officer" means any person employed by the Department of Human Services in a position pertaining to the Department's mental health and developmental disabilities functions who is vested with such law enforcement duties as render the person ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(l)(1) of that Act. "Security unit" means that portion of a facility that is devoted to the care, containment, and treatment of persons committed to the Department of Human Services as sexually violent persons, persons unfit to stand trial, or persons not guilty by reason of insanity. With respect to past employment, references to the Department of Human Services include its predecessor, the Department of Mental Health and Developmental Disabilities.

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(9) "Central Management Services security police officer" means any person employed by the Department of Central Management Services who is vested with such law enforcement duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(l)(1) of that Act.

(10) The term "security employee of the Department of Corrections" means any employee of the Department of Corrections or the former Department of Personnel, and any member or employee

of the Prisoner Review Board, who has daily contact with inmates by working within a correctional facility or who is a parole officer or an employee who has direct contact with committed persons in the performance of his or her job duties.

(11) The term "dangerous drugs investigator" means any person who is employed as such by the Department of Human Services.

(12) The term "investigator for the Department of State Police" means a person employed by the Department of State Police who is vested under Section 4 of the Narcotic Control Division Abolition Act with such law enforcement powers as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act.

(13) "Investigator for the Office of the Attorney General" means any person who is employed as such by the Office of the Attorney General and is vested with such investigative duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. For the period before January 1, 1989, the term includes all persons who were employed as investigators by the Office of the Attorney General, without regard to social security status.

(14) "Controlled substance inspector" means any person who is employed as such by the Department of Professional Regulation and is vested with such law enforcement duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D) and 218(1)(1) of that Act. The term "controlled substance inspector" includes the Program Executive of Enforcement and the Assistant Program Executive of Enforcement.

(15) The term "investigator for the Office of the State's Attorneys Appellate Prosecutor" means a person employed in that capacity on a full time basis under the authority of Section 7.06 of the State's Attorneys Appellate Prosecutor's Act.

(16) "Commerce Commission police officer" means any person employed by the Illinois Commerce Commission who is vested with such law enforcement duties as render him ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act.

(17) "Arson investigator" means any person who is employed as such by the Office of the State Fire Marshal and is vested with such law enforcement duties as render the person ineligible for coverage under the Social Security Act by reason of Sections 218(d)(5)(A), 218(d)(8)(D), and 218(1)(1) of that Act. A person who was employed as an arson investigator on January 1, 1995 and is no longer in service but not yet receiving a retirement annuity may convert his or her creditable service for employment as an arson investigator into eligible creditable service by paying to the System the difference between the employee contributions actually paid for that service and the amounts that would have been contributed if the applicant were contributing at

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the rate applicable to persons with the same social security status earning eligible creditable service on the date of application.

(d) A security employee of the Department of Corrections, and a security employee of the Department of Human Services who is not a mental health police officer, shall not be eligible for the alternative retirement annuity provided by this Section unless he or she meets the following minimum age and service requirements at the time of retirement:

- (i) 25 years of eligible creditable service and age 55; or
- (ii) beginning January 1, 1987, 25 years of eligible creditable service and age 54, or 24 years of eligible creditable service and age 55; or
- (iii) beginning January 1, 1988, 25 years of eligible creditable service and age 53, or 23 years of eligible creditable service and age 55; or
- (iv) beginning January 1, 1989, 25 years of eligible creditable service and age 52, or 22 years of eligible creditable service and age 55; or
- (v) beginning January 1, 1990, 25 years of eligible creditable service and age 51, or 21 years of eligible creditable service and age 55; or
- (vi) beginning January 1, 1991, 25 years of eligible creditable service and age 50, or 20 years of eligible creditable service and age 55.

Persons who have service credit under Article 16 of this Code for service as a security employee of the Department of Corrections in a position requiring certification as a teacher may count such service toward establishing their eligibility under the service requirements of this Section; but such service may be used only for establishing such eligibility, and not for the purpose of increasing or calculating any benefit.

(e) If a member enters military service while working in a position in which eligible creditable service may be earned, and returns to State service in the same or another such position, and fulfills in all other respects the conditions prescribed in this Article for credit for military service, such military service shall be credited as eligible creditable service for the purposes of the retirement annuity prescribed in this Section.

(f) For purposes of calculating retirement annuities under this Section, periods of service rendered after December 31, 1968 and before October 1, 1975 as a covered employee in the position of special agent, conservation police officer, mental health police officer, or investigator for the Secretary of State, shall be deemed to have been service as a noncovered employee, provided that the employee pays to the System prior to retirement an amount equal to (1) the difference between the employee contributions that would have been required for such service as a noncovered employee, and the amount of employee contributions actually paid, plus (2) if payment is made after July 31, 1987, regular interest on the amount specified in item (1) from the date of service to the date of payment.

For purposes of calculating retirement annuities under this Section, periods of service rendered after December 31, 1968 and before January 1, 1982 as a covered employee in the position of investigator for the Department of Revenue shall be deemed to have been service as a noncovered employee, provided that the employee pays to the System prior to retirement an amount equal to (1) the

difference between the employee contributions that would have been required for such service as a noncovered employee, and the amount of employee contributions actually paid, plus (2) if payment is made

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after January 1, 1990, regular interest on the amount specified in item (1) from the date of service to the date of payment.

(g) A State policeman may elect, not later than January 1, 1990, to establish eligible creditable service for up to 10 years of his service as a policeman under Article 3, by filing a written election with the Board, accompanied by payment of an amount to be determined by the Board, equal to (i) the difference between the amount of employee and employer contributions transferred to the System under Section 3-110.5, and the amounts that would have been contributed had such contributions been made at the rates applicable to State policemen, plus (ii) interest thereon at the effective rate for each year, compounded annually, from the date of service to the date of payment.

Subject to the limitation in subsection (i), a State policeman may elect, not later than July 1, 1993, to establish eligible creditable service for up to 10 years of his service as a member of the County Police Department under Article 9, by filing a written election with the Board, accompanied by payment of an amount to be determined by the Board, equal to (i) the difference between the amount of employee and employer contributions transferred to the System under Section 9-121.10 and the amounts that would have been contributed had those contributions been made at the rates applicable to State policemen, plus (ii) interest thereon at the effective rate for each year, compounded annually, from the date of service to the date of payment.

(h) Subject to the limitation in subsection (i), a State policeman or investigator for the Secretary of State may elect to establish eligible creditable service for up to 12 years of his service as a policeman under Article 5, by filing a written election with the Board on or before January 31, 1992, and paying to the System by January 31, 1994 an amount to be determined by the Board, equal to (i) the difference between the amount of employee and employer contributions transferred to the System under Section 5-236, and the amounts that would have been contributed had such contributions been made at the rates applicable to State policemen, plus (ii) interest thereon at the effective rate for each year, compounded annually, from the date of service to the date of payment.

Subject to the limitation in subsection (i), a State policeman, conservation police officer, or investigator for the Secretary of State may elect to establish eligible creditable service for up to 10 years of service as a sheriff's law enforcement employee under Article 7, by filing a written election with the Board on or before January 31, 1993, and paying to the System by January 31, 1994 an amount to be determined by the Board, equal to (i) the difference between the amount of employee and employer contributions transferred to the System under Section 7-139.7, and the amounts that would have been contributed had such contributions been made at the rates applicable to State policemen, plus (ii) interest thereon at the

effective rate for each year, compounded annually, from the date of service to the date of payment.

(i) The total amount of eligible creditable service established by any person under subsections (g), (h), (j), (k), and (l) of this Section shall not exceed 12 years.

(j) Subject to the limitation in subsection (i), an investigator for the Office of the State's Attorneys Appellate Prosecutor or a controlled substance inspector may elect to establish eligible creditable service for up to 10 years of his service as a policeman under Article 3 or a sheriff's law enforcement employee under Article 7, by filing a written election with the Board, accompanied by payment of an amount to be determined by the Board, equal to (1) the

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difference between the amount of employee and employer contributions transferred to the System under Section 3-110.6 or 7-139.8, and the amounts that would have been contributed had such contributions been made at the rates applicable to State policemen, plus (2) interest thereon at the effective rate for each year, compounded annually, from the date of service to the date of payment.

(k) Subject to the limitation in subsection (i) of this Section, an alternative formula employee may elect to establish eligible creditable service for periods spent as a full-time law enforcement officer or full-time corrections officer employed by the federal government or by a state or local government located outside of Illinois, for which credit is not held in any other public employee pension fund or retirement system. To obtain this credit, the applicant must file a written application with the Board by March 31, 1998, accompanied by evidence of eligibility acceptable to the Board and payment of an amount to be determined by the Board, equal to (1) employee contributions for the credit being established, based upon the applicant's salary on the first day as an alternative formula employee after the employment for which credit is being established and the rates then applicable to alternative formula employees, plus (2) an amount determined by the Board to be the employer's normal cost of the benefits accrued for the credit being established, plus (3) regular interest on the amounts in items (1) and (2) from the first day as an alternative formula employee after the employment for which credit is being established to the date of payment.

(l) Subject to the limitation in subsection (i), a security employee of the Department of Corrections may elect, not later than July 1, 1998, to establish eligible creditable service for up to 10 years of his or her service as a policeman under Article 3, by filing a written election with the Board, accompanied by payment of an amount to be determined by the Board, equal to (i) the difference between the amount of employee and employer contributions transferred to the System under Section 3-110.5, and the amounts that would have been contributed had such contributions been made at the rates applicable to security employees of the Department of Corrections, plus (ii) interest thereon at the effective rate for each year, compounded annually, from the date of service to the date of payment. (Source: P.A. 90-32, eff. 6-27-97; 91-357, eff. 7-29-99; 91-760, eff. 1-1-01.)

(40 ILCS 5/14-114) (from Ch. 108 1/2, par. 14-114)

Sec. 14-114. Automatic increase in retirement annuity.

(a) Any person receiving a retirement annuity under this Article who retires having attained age 60, or who retires before age 60 having at least 35 years of creditable service, or who retires on or after January 1, 2001 at an age which, when added to the number of years of his or her creditable service, equals at least 85, shall, on January 1, next following the first full year of retirement, have the amount of the then fixed and payable monthly retirement annuity increased 3%. Any person receiving a retirement annuity under this Article who retires before attainment of age 60 and with less than (i) 35 years of creditable service if retirement is before January 1, 2001, or (ii) the number of years of creditable service which, when added to the member's age, would equal 85, if retirement is on or after January 1, 2001, shall have the amount of the fixed and payable retirement annuity increased by 3% on the January 1 occurring on or next following (1) attainment of age 60, or (2) the first anniversary of retirement, whichever occurs later. However, for persons who receive the alternative retirement annuity under Section 14-110, references in this subsection (a) to attainment of age 60 shall be deemed to refer to attainment of age 55. For a person receiving

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early retirement incentives under Section 14-108.3 whose retirement annuity began after January 1, 1992 pursuant to an extension granted under subsection (e) of that Section, the first anniversary of retirement shall be deemed to be January 1, 1993.

On each January 1 following the date of the initial increase under this subsection, the employee's monthly retirement annuity shall be increased by an additional 3%.

Beginning January 1, 1990, all automatic annual increases payable under this Section shall be calculated as a percentage of the total annuity payable at the time of the increase, including previous increases granted under this Article.

(b) The provisions of subsection (a) of this Section shall be applicable to an employee only if the employee makes the additional contributions required after December 31, 1969 for the purpose of the automatic increases for not less than the equivalent of one full year. If an employee becomes an annuitant before his additional contributions equal one full year's contributions based on his salary at the date of retirement, the employee may pay the necessary balance of the contributions to the system, without interest, and be eligible for the increasing annuity authorized by this Section.

(c) The provisions of subsection (a) of this Section shall not be applicable to any annuitant who is on retirement on December 31, 1969, and thereafter returns to State service, unless the member has established at least one year of additional creditable service following reentry into service.

(d) In addition to other increases which may be provided by this Section, on January 1, 1981 any annuitant who was receiving a retirement annuity on or before January 1, 1971 shall have his retirement annuity then being paid increased \$1 per month for each year of creditable service. On January 1, 1982, any annuitant who

began receiving a retirement annuity on or before January 1, 1977, shall have his retirement annuity then being paid increased \$1 per month for each year of creditable service.

On January 1, 1987, any annuitant who began receiving a retirement annuity on or before January 1, 1977, shall have the monthly retirement annuity increased by an amount equal to 8¢ per year of creditable service times the number of years that have elapsed since the annuity began.

(e) Every person who receives the alternative retirement annuity under Section 14-110 and who is eligible to receive the 3% increase under subsection (a) on January 1, 1986, shall also receive on that date a one-time increase in retirement annuity equal to the difference between (1) his actual retirement annuity on that date, including any increases received under subsection (a), and (2) the amount of retirement annuity he would have received on that date if the amendments to subsection (a) made by Public Act 84-162 had been in effect since the date of his retirement.

(Source: P.A. 86-273; 87-1265.)

(40 ILCS 5/14-133) (from Ch. 108 1/2, par. 14-133)

Sec. 14-133. Contributions on behalf of members.

(a) Each participating employee shall make contributions to the System, based on the employee's compensation, as follows:

(1) Covered employees, except as indicated below, 3.5% for retirement annuity, and 0.5% for a widow or survivors annuity;

(2) Noncovered employees, except as indicated below, 7% for retirement annuity and 1% for a widow or survivors annuity;

(3) Noncovered employees serving in a position in which "eligible creditable service" as defined in Section 14-110 may be earned, ~~8.5% for retirement annuity and 1% for a widow or survivors annuity~~ plus the following amount for retirement

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annuity: 8.5% through December 31, 2001; 9.5% in 2002; 10.5% in 2003; and 11.5% in 2004 and thereafter;

(4) Covered employees serving in a position in which "eligible creditable service" as defined in Section 14-110 may be earned, ~~5% for retirement annuity and 0.5% for a widow or survivors annuity~~ plus the following amount for retirement annuity: 5% through December 31, 2001; 6% in 2002; 7% in 2003; and 8% in 2004 and thereafter;

(5) Each security employee of the Department of Corrections or of the Department of Human Services who is a covered employee, ~~5% for retirement annuity and 0.5% for a widow or survivors annuity~~ plus the following amount for retirement annuity: 5% through December 31, 2001; 6% in 2002; 7% in 2003; and 8% in 2004 and thereafter;

(6) Each security employee of the Department of Corrections or of the Department of Human Services who is not a covered employee, ~~8.5% for retirement annuity and 1% for a widow or survivors annuity~~ plus the following amount for retirement annuity: 8.5% through December 31, 2001; 9.5% in 2002; 10.5% in 2003; and 11.5% in 2004 and thereafter.

(b) Contributions shall be in the form of a deduction from

compensation and shall be made notwithstanding that the compensation paid in cash to the employee shall be reduced thereby below the minimum prescribed by law or regulation. Each member is deemed to consent and agree to the deductions from compensation provided for in this Article, and shall receipt in full for salary or compensation.

(Source: P.A. 89-507, eff. 7-1-97; 90-448, eff. 8-16-97.)

(40 ILCS 5/16-132) (from Ch. 108 1/2, par. 16-132)

Sec. 16-132. Retirement annuity eligibility. A member who has at least 20 years of creditable service is entitled to a retirement annuity upon or after attainment of age 55. A member who has at least 10 but less than 20 years of creditable service is entitled to a retirement annuity upon or after attainment of age 60. A member who has at least 5 but less than 10 years of creditable service is entitled to a retirement annuity upon or after attainment of age 62. A member who (i) has earned during the period immediately preceding the last day of service at least one year of contributing creditable service as an employee of a department as defined in Section 14-103.04, (ii) has earned at least 5 years of contributing creditable service as an employee of a department as defined in Section 14-103.04, and (iii) retires on or after January 1, 2001 is entitled to a retirement annuity upon or after attainment of an age which, when added to the number of years of his or her total creditable service, equals at least 85. Portions of years shall be counted as decimal equivalents.

A member who is eligible to receive a retirement annuity of at least 74.6% of final average salary and will attain age 55 on or before December 31 during the year which commences on July 1 shall be deemed to attain age 55 on the preceding June 1.

A member meeting the above eligibility conditions is entitled to a retirement annuity upon written application to the board setting forth the date the member wishes the retirement annuity to commence. However, the effective date of the retirement annuity shall be no earlier than the day following the last day of creditable service, regardless of the date of official termination of employment. To be eligible for a retirement annuity, a member shall not be employed as a teacher in the schools included under this System or under Article 17, unless the member is disabled (in which event, eligibility for salary must cease), or unless the System is required by federal law to commence payment due to the member's age; the changes to this

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sentence made by this amendatory Act of 1991 shall apply without regard to whether the member terminated employment before or after its effective date.

(Source: P.A. 90-582, eff. 5-27-98.)

(40 ILCS 5/16-133) (from Ch. 108 1/2, par. 16-133)

Sec. 16-133. Retirement annuity; amount.

(a) The amount of the retirement annuity shall be the larger of the amounts determined under paragraphs (A) and (B) below:

(A) An amount consisting of the sum of the following:

(1) An amount that can be provided on an actuarially equivalent basis by the member's accumulated contributions at the time of retirement; and

(2) The sum of (i) the amount that can be provided on an actuarially equivalent basis by the member's accumulated contributions representing service prior to July 1, 1947, and (ii) the amount that can be provided on an actuarially equivalent basis by the amount obtained by multiplying 1.4 times the member's accumulated contributions covering service subsequent to June 30, 1947; and

(3) If there is prior service, 2 times the amount that would have been determined under subparagraph (2) of paragraph (A) above on account of contributions which would have been made during the period of prior service creditable to the member had the System been in operation and had the member made contributions at the contribution rate in effect prior to July 1, 1947.

(B) An amount consisting of the greater of the following:

(1) For creditable service earned before July 1, 1998 that has not been augmented under Section 16-129.1: 1.67% of final average salary for each of the first 10 years of creditable service, 1.90% of final average salary for each year in excess of 10 but not exceeding 20, 2.10% of final average salary for each year in excess of 20 but not exceeding 30, and 2.30% of final average salary for each year in excess of 30; and

For creditable service earned on or after July 1, 1998 by a member who has at least 24 years of creditable service on July 1, 1998 and who does not elect to augment service under Section 16-129.1: 2.2% of final average salary for each year of creditable service earned on or after July 1, 1998 but before the member reaches a total of 30 years of creditable service and 2.3% of final average salary for each year of creditable service earned on or after July 1, 1998 and after the member reaches a total of 30 years of creditable service; and

For all other creditable service: 2.2% of final average salary for each year of creditable service; or

(2) 1.5% of final average salary for each year of creditable service plus the sum \$7.50 for each of the first 20 years of creditable service.

The amount of the retirement annuity determined under this paragraph (B) shall be reduced by 1/2 of 1% for each month that the member is less than age 60 at the time the retirement annuity begins. However, this reduction shall not apply (i) if the member has at least 35 years of creditable service, or (ii) if the member retires on account of disability under Section 16-149.2 of this Article with at least 20 years of creditable service, or (iii) if the member (1) has earned during the period immediately preceding the last day of service at least one year of contributing creditable service as an employee of a department

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as defined in Section 14-103.04, (2) has earned at least 5 years of contributing creditable service as an employee of a department as defined in Section 14-103.04, (3) retires on or after January

1, 2001, and (4) retires having attained an age which, when added to the number of years of his or her total creditable service, equals at least 85. Portions of years shall be counted as decimal equivalent.

(b) For purposes of this Section, final average salary shall be the average salary for the highest 4 consecutive years within the last 10 years of creditable service as determined under rules of the board. The minimum final average salary shall be considered to be \$2,400 per year.

In the determination of final average salary for members other than elected officials and their appointees when such appointees are allowed by statute, that part of a member's salary for any year beginning after June 30, 1979 which exceeds the member's annual full-time salary rate with the same employer for the preceding year by more than 20% shall be excluded. The exclusion shall not apply in any year in which the member's creditable earnings are less than 50% of the preceding year's mean salary for downstate teachers as determined by the survey of school district salaries provided in Section 2-3.103 of the School Code.

(c) In determining the amount of the retirement annuity under paragraph (B) of this Section, a fractional year shall be granted proportional credit.

(d) The retirement annuity determined under paragraph (B) of this Section shall be available only to members who render teaching service after July 1, 1947 for which member contributions are required, and to annuitants who re-enter under the provisions of Section 16-150.

(e) The maximum retirement annuity provided under paragraph (B) of this Section shall be 75% of final average salary.

(f) A member retiring after the effective date of this amendatory Act of 1998 shall receive a pension equal to 75% of final average salary if the member is qualified to receive a retirement annuity equal to at least 74.6% of final average salary under this Article or as proportional annuities under Article 20 of this Code.

(Source: P.A. 90-582, eff. 5-27-98; 91-17, eff. 6-4-99; 91-887, eff. 7-6-00.)

(40 ILCS 5/16-133.1) (from Ch. 108 1/2, par. 16-133.1)

Sec. 16-133.1. Automatic annual increase in annuity.

(a) Each member with creditable service and retiring on or after August 26, 1969 is entitled to the automatic annual increases in annuity provided under this Section while receiving a retirement annuity or disability retirement annuity from the system.

An annuitant shall first be entitled to an initial increase under this Section on the January 1 next following the first anniversary of retirement, or January 1 of the year next following attainment of age 61, whichever is later. At such time, the system shall pay an initial increase determined as follows:

(1) 1.5% of the originally granted retirement annuity or disability retirement annuity multiplied by the number of years elapsed, if any, from the later of (1) attainment of age 55, or ~~(2) the date of retirement,~~ until January 1, 1972, plus

(2) 2% of the originally granted annuity multiplied by the number of years elapsed, if any, from the date of retirement or ~~between~~ January 1, 1972, whichever is later, until and ~~and~~ January 1, 1978, plus

(3) 3% of the originally granted annuity multiplied by the number of years elapsed from the date of retirement or ~~between~~

January 1, 1978, whichever is later, until and the effective date of the initial increase.

However, the initial annual increase calculated under this Section for the recipient of a disability retirement annuity granted under Section 16-149.2 shall be reduced by an amount equal to the total of all increases in that annuity received under Section 16-149.5 (but not exceeding 100% of the amount of the initial increase otherwise provided under this Section).

Following the initial increase, automatic annual increases in annuity shall be payable on each January 1 thereafter during the lifetime of the annuitant, determined as a percentage of the originally granted retirement annuity or disability retirement annuity for increases granted prior to January 1, 1990, and calculated as a percentage of the total amount of annuity, including previous increases under this Section, for increases granted on or after January 1, 1990, as follows: 1.5% for periods prior to January 1, 1972, 2% for periods after December 31, 1971 and prior to January 1, 1978, and 3% for periods after December 31, 1977.

(b) The automatic annual increases in annuity provided under this Section shall not be applicable unless a member has made contributions toward such increases for a period equivalent to one full year of creditable service. If a member contributes for service performed after August 26, 1969 but the member becomes an annuitant before such contributions amount to one full year's contributions based on the salary at the date of retirement, he or she may pay the necessary balance of the contributions to the system and be eligible for the automatic annual increases in annuity provided under this Section.

(c) Each member shall make contributions toward the cost of the automatic annual increases in annuity as provided under Section 16-152.

(d) An annuitant receiving a retirement annuity or disability retirement annuity on July 1, 1969, who subsequently re-enters service as a teacher is eligible for the automatic annual increases in annuity provided under this Section if he or she renders at least one year of creditable service following the latest re-entry.

(e) In addition to the automatic annual increases in annuity provided under this Section, an annuitant who meets the service requirements of this Section and whose retirement annuity or disability retirement annuity began on or before January 1, 1971 shall receive, on January 1, 1981, an increase in the annuity then being paid of one dollar per month for each year of creditable service. On January 1, 1982, an annuitant whose retirement annuity or disability retirement annuity began on or before January 1, 1977 shall receive an increase in the annuity then being paid of one dollar per month for each year of creditable service.

On January 1, 1987, any annuitant whose retirement annuity began on or before January 1, 1977, shall receive an increase in the monthly retirement annuity equal to 8¢ per year of creditable service times the number of years that have elapsed since the annuity began.

(Source: P.A. 86-273; 86-1488.)

Section 99. Effective date. This Act takes effect upon becoming law."

Under the rules, the foregoing **Senate Bill No. 1047**, with House Amendment No. 1, was referred to the Secretary's Desk.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the

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House of Representatives has passed a bill of the following title, in the passage of which I am instructed to ask the concurrence of the Senate, to-wit:

HOUSE BILL NO. 4577

A bill for AN ACT making a supplemental appropriation to the Department of Human Services.

Passed the House, November 16, 2000.

ANTHONY D. ROSSI, Clerk of the House

The foregoing **House Bill No. 4577** was taken up, ordered printed and placed on first reading.

A message from the House by

Mr. Rossi, Clerk:

Mr. President -- I am directed to inform the Senate that the House of Representatives has concurred with the Senate in the adoption of the following joint resolution, to-wit:

SENATE JOINT RESOLUTION NO. 76

Concurred in by the House, November 16, 2000.

ANTHONY D. ROSSI, Clerk of the House

**READING BILL FROM THE HOUSE OF REPRESENTATIVES
A FIRST TIME**

House Bill No. 4577, sponsored by Senator Radogno was taken up, read by title a first time and referred to the Committee on Rules.

READING BILL FROM THE HOUSE OF REPRESENTATIVES A SECOND TIME

On motion of Senator Peterson, **House Bill No. 3619** having been printed, was taken up and read by title a second time.

The following amendment was offered in the Committee on Executive, adopted and ordered printed:

AMENDMENT NO. 1

AMENDMENT NO. 1. Amend House Bill 3619 by replacing everything

after the enacting clause with the following:

"Section 5. The Code of Civil Procedure is amended by adding Sections 7-103.97, 7-103.98, 7-103.99, 7-103.100, and 7-103.101 as follows:

(735 ILCS 5/7-103.97 new)

Sec. 7-103.97. Quick-take; Village of Dolton; flood control and traffic flow. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the Village of Dolton for the acquisition of the following described property necessary for the purpose of flood control and traffic flow in an area in the Village of Dolton, bounded by 149th Street on the north, Sibley on the south, Woodlawn on the east, and Greenwood Avenue on the west:

All of Lot 7 and the North 409.50 feet of the South 659.5 feet of Lots 5 and 6, in the Bernahard Engels Subdivision of the West 1/2 of the Southwest 1/4 (except the Railroad) and (except the Southwest 1/4 of the Southeast 1/4 of the Northwest 1/4 of Section 11, Township 36 North, Range 14, East of the Third Principal Meridian, in Cook

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County, Illinois.

(735 ILCS 5/7-103.98 new)

Sec. 7-103.98. Quick-take; Village of Dolton; redevelopment of blighted property. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the Village of Dolton for the acquisition of the following described property necessary for the purpose of redeveloping blighted property:

The South 1,824.28 feet of Block 101 and the East 325 feet of Block 101, and the 9.555 acres known as parcel 002, and all of Lots 1 through 24 in Block 106, and Lots 1 through 16 and lots 29 through 34 in Block 108, and all of Lots 13 through 20 in Block 107, all being in the East 1/2 of the Northwest 1/4 of Section 10, Township 36 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

(735 ILCS 5/7-103.99 new)

Sec. 7-103.99. Quick-take; Village of Dolton; redevelopment of blighted property. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the Village of Dolton for the acquisition of the following described property necessary for the purpose of redeveloping blighted property:

The West 500 feet of the South 617.9 feet of Block 114, and the North 480 feet to the Little Calumet River in Block 114 and known as parcel 009 in the Riverview Subdivision of the Northwest 1/4 of Section 9, Township 36 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

(735 ILCS 5/7-103.100 new)

Sec. 7-103.100. Quick-take; Village of Dolton; redevelopment of blighted property. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the Village of Dolton for the acquisition of the following described property necessary for

the purpose of redeveloping blighted property at the intersection of Sibley Boulevard (Illinois Route 83) and Interstate 94 (Bishop Ford Expressway):

The West 1/2 of the Southeast 1/4 of Block 425 in the Henning E. Johnson's First Addition To the Meadow Lane Subdivision in the East 1/2 of the West 1/2 of the Southeast 1/4 of Section 11, Township 36 North, Range 14, and all of parcels 001 through 011 in Block 425, and Diekman's Subdivision of Part of the Southeast 1/4 of Section 11 and Part of the Northeast 1/4 of Section 14, Township 36 North, Range 14 in Block 401, and parcels 012 through 016 and parcels 026, 027, 208, 005, 006, 007 through 010 in Block 404 in the Calumet Woodlands a subdivision of lots 6 and 7 in Diekman's Subdivision in the East 1/2 of the Southeast 1/4 of Section 11, Township 36 North, Range 14, East of the Third Principal Meridian in Cook County, Illinois.

(735 ILCS 5/7-103.101 new)

Sec. 7-103.101. Quick-take; City of Benton. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the City of Benton for the acquisition of the following described property necessary for the purpose of extending or otherwise improving South DuQuoin Street in that city:

(1) The South Ninety (90) feet of Lot Three (3) in Mulkey's Addition to Benton, Illinois, except the South 40 feet of said Lot 3, and except the coal, oil, gas and other minerals underlying the same as previously reserved. (Said lot being 50 feet North and South by 162 feet East and West.) Subject to easement for repairing and maintaining water and sewer lines

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between the North half and South half of said Lot 3.

(2) Lot Four (4) in Mulkey's Addition to the City of Benton, Illinois, except a strip four (4) feet wide off of the south side of said lot to be used as a driveway as reserved in deed dated December 31, 1942, and recorded in Deed Record 214 at Page 19 in the Office of the Recorder in Franklin County, Illinois.

Section 10. The Code of Civil Procedure is amended by changing Section 7-103.48 and adding Sections 7-103.103, 7-103.104, 7-103.105, 7-103.106, and 7-103.107 as follows:

(735 ILCS 5/7-103.48)

Sec. 7-103.48. Quick-take; MetroLink Light Rail System. Quick-take proceedings under Section 7-103 may be used for a period of ~~60~~ 36 months after January 16, 1997, by the Bi-State Development Agency of the Missouri-Illinois Metropolitan District for the acquisition of rights of way and related property necessary for the construction and operation of the MetroLink Light Rail System, beginning in East St. Louis, Illinois, and terminating at Mid America Airport, St. Clair County, Illinois.

(Source: P.A. 91-357, eff. 7-29-99; 91-367, eff. 7-30-99; revised 8-17-99.)

(735 ILCS 5/7-103.103 new)

Sec. 7-103.103. Quick-take; Village of Robbins. Quick-take proceedings under Section 7-103 may be used for a period of 48 months

after the effective date of this amendatory Act of the 91st General Assembly by the Village of Robbins for the acquisition of the following described properties for the purpose of downtown redevelopment:

Redevelopment District One

Beginning at 135th Street and Claire Boulevard, running south west along Claire Boulevard to 136th Street, thence westward to Sawyer Avenue, turning north along Sawyer Avenue to the center line of the alley south of 135th Street, thence turning westward along the alley to Hamlin Avenue, turning north towards 135th Street, then westward beyond the boundary for the Village of Crestwood, continuing at 135th Street and Crawford Avenue from the southwest corner, running south to Midlothian Turnpike, thence heading southwest along Midlothian Turnpike to Keeler, from Keeler heading north on the east side of the street to 135th Street and at 135th Street turning westward on the north side of the street to Kostner Avenue, at Kostner Avenue heading north to the Village of Robbins boundary line, turning eastward along this line to the center line of Francisco Street, thence turning southward to the center line of 135th Street, thence west to the beginning.

Redevelopment District Two

Beginning at 135th Street and Claire Boulevard, heading southwest along the center line of Claire Boulevard, to 137th Street, thence turning eastward along 137th Street to Sawyer Avenue, turning south along the center line of Sawyer Avenue to the center line of the alley north of 139th Street, turning east towards Kedzie Avenue, thence heading south to the Village of Robbins boundary at 140th Place and Kedzie, turning heading northeast along the Village of Robbins boundary line adjacent to the Metra Railroad to the Village of Robbins boundary line at Sacramento Avenue, heading north to 135th Street, thence west to the beginning.

Redevelopment District Three

Beginning at 139th Street and Central Park, then south along Central Park to Claire Boulevard, thence turning east at Claire Boulevard to Alida Street, to the alley south of Claire Boulevard, thence heading east to Trumbull Street, thence turning east along the

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alley south of 139th Street, then running east to Homan Avenue, subsequently turning north to Claire Boulevard, thence heading southwest along Claire Boulevard to 139th Street and westward to the beginning.

Redevelopment District Four

Beginning at Midlothian Turnpike and Springfield Avenue, then heading east along 137th Street/Midlothian Turnpike, to Sawyer Avenue, thence turning south to the alley north of 139th Street, continuing west, to Homan Avenue, turning north at Homan Avenue to Claire Boulevard then head southwest to 139th Street, thence west to Central Park, then south to Claire Boulevard, then southwest to the Village boundary line along the Tri-State Toll Road, moving northwest along the Village of Robbins boundary line to Springfield Avenue, then northward to the beginning.

(735 ILCS 5/7-103.104 new)

Sec. 7-103.104. Quick-take; Village of South Holland. Quick-take proceedings under Section 7-103 may be used for a period of 12 months after the effective date of this amendatory Act of the 91st General Assembly by the Village of South Holland for the acquisition of the following described properties for the purpose of installing an 8 inch water main and paving the properties:

TRACT 1: Permanent I.D. No. 29-16-205-022

That part of the following described parcel of land: The West 33.00 feet of that part of Lot 2 lying south of the Southerly line of Lot 3 in Ravesloot's Subdivision of (Lot 2 to 7, both inclusive and Lot 15 of School Trustee's Subdivision of Section 16, Township 36 North, Range 14, East of the Third Principal Meridian) lying Northerly of a line which begins at the Northeast corner of Lot 1 in Block 1 in McMahon's Addition to Harvey (being a subdivision in Section 16, Township 36 North, Range 14, East of the Third principal meridian as per plat recorded December 28, 1892 as document no. 1792439), thence Easterly to the point of intersection of the East line of said West 33.00 feet with a line which is 70.00 feet Southwesterly of and parallel with the Northeasterly right of way line of 157th Street as established by Glenmark Subdivision recorded January 11, 1990 as document No. 90 018 590; all in Cook County, Illinois.

TRACT 2: Permanent I.D. No. 29-16-205-023

That part of the following described parcel of land lying Northeasterly of a line 70.00 feet Southwesterly of and parallel with the North line of 157th (153rd) street as established by Glenmark Subdivision recorded 1/11/90 as Doc. 90 018 590: The West 80 feet of the following described premises: That part of Lot 3 in School Trustee's Subdivision of Section 16, Township 36 North, Range 14, East of the Third Principal Meridian Bounded and described as follows: commencing at a point in the south line of said Lot 3, S. 58° 57' 00" E. 36.2 Feet from the Southwest corner thereof; thence North parallel with the West line of said Lot 3, a distance of 198.6 feet to the center of the present road; thence S. 66° 10' 00" E. along the center of the road 222.6 feet; thence south parallel with the West line of said Lot 3, a distance of 228.8 feet to the south line of said Lot 3; thence N. 58° 37' 00" W. along the South line of said Lot 3, a distance of 237.7 feet to the place of beginning, in Cook County, Illinois.

TRACT 3: Permanent I.D. No. 29-16-205-024

That part of the following described parcel of land lying Northeasterly of a line 70.00 feet Southwesterly of and parallel with the Northeasterly line of 157th (153rd) street as established by Glenmark Subdivision recorded January 11, 1990 as document no. 90 018 590: Beginning on the South line of Lot 2 in Ravesloots Resubdivision

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of Lots 2 to 7 (both inclusive) and Lot 15 of a subdivision by School Trustees' Subdivision of Section 16, Township 36 North, Range 14, East of the Third Principal Meridian, S. 58° E. 36.2 feet from the Southwest corner thereof; Thence North parallel with the West line of said Lot 2, a distance of 198.6 feet to the corner of the present road; thence S. 66° 10' 00" E. along the center of the road 222.6

feet; thence South parallel with the West line of said Lot 2, a distance of 228.8 feet to the South Line of said Lot 2; thence N. 58° 37' 00" W. along said line 237.7 feet to the point of beginning (except the West 80 feet of the above described premises) in Cook County, Illinois.

TRACT 4: Permanent I.D. No. 29-16-205-030

That part of Lot C in Owner's Division (of part of Southeast 1/4 of Section 9 and part of Lot 2 in Ravesloot's Subdivision of Lots 2 to 7, both inclusive, and Lot 15 of School Trustees Subdivision of Section 16, all in Township 36 North, Range 14, east of the third principal meridian as per plat recorded April 24, 1946 as document no. 13776112,) lying Northeasterly of a line 70.00 feet Southwesterly of and parallel with the Northeasterly line of 157th Street as heretofore dedicated in Glenmark Subdivision as per plat thereof recorded January 11, 1990 as document No. 90 018 590, in Cook County, Illinois.

(735 ILCS 5/7-103.105 new)

Sec. 7-103.105. Quick-take; City of Rockford. Quick-take proceedings under Section 7-103 may be used for a period of 24 months after the effective date of this amendatory Act of the 91st General Assembly by the City of Rockford for the acquisition of the following described property for the purpose of intersection improvements:

Part of Lot 2 as designated upon the Plat of Winnebago Court Subdivision, lying in the Southeast Quarter of the Southeast Quarter of Section 11, Township 43 North, Range 1 East of the 3rd Principal Meridian, the Plat of which is recorded in Book 22 of Plats on Page 139 in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Beginning at the Northeast corner of said Lot 2; thence South 89 degrees 05 minutes 11 seconds West, a distance of 167.74 feet; thence Southeasterly along a circular curve to the right, said curve having a radius of 167.00 feet and a central angle of 84 degrees 31 minutes 44 seconds (the chord of which bears South 48 degrees 38 minutes 57 seconds East, a distance of 224.63 feet) to the South line of said Lot 2; thence North 89 degrees 05 minutes 11 seconds East, along the South line of said Lot 2, a distance of 0.83 feet to the East line of said Lot 2; thence North 00 degrees 39 minutes 31 seconds West, along the East line of said Lot 2, a distance of 151.08 feet to the point of beginning. Situated in Winnebago County, State of Illinois. Containing 0.139 acres, more or less.

(735 ILCS 5/7-103.106 new)

Sec. 7-103.106. Quick-take; City of Rockford. Quick-take proceedings under Section 7-103 may be used for a period of 24 months after the effective date of this amendatory Act of the 91st General Assembly by the City of Rockford for the acquisition of the following described property for the purpose of water line construction:

Part of the South Half of Section 34, Township 45 North, Range 1 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southwest corner of said Section; thence North 89° 51' 07" East, along the South line of said Section, 71.15 feet to a point in the centerline of Owen Center Road (State Aid Route No. 13), said point being the point of beginning; thence Northwesterly along said centerline and a curve to the left having a radius of 1910.08 feet and whose center lies to the West, an arc

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distance of 62.24 feet to a point of tangency (the chord across the last described circular curve course bears North 10° 34' 07" West, 62.24 feet); thence North 11° 30' 08" West, along said centerline, 107.13 feet to a point of curve; thence Northwesterly along said centerline and along a curve to the right having a radius of 1910.08 feet and whose center lies to the East, an arc distance of 85.08 feet (the chord across the last described circular curve course bears North 10° 13' 34" West, 85.08 feet); thence North 89° 51' 13" East, 40.49 feet to a point in the East right-of-way line for Owen Center Road (State Aid Route No. 13); thence Southeasterly along said right-of-way line and along a curve to the left having a radius of 1870.08 feet and whose center lies to the East, an arc distance of 77.11 feet to a point of tangency (the chord across the last described circular curve bears South 10° 19' 16" East, 77.10 feet); thence South 11° 30' 08" East, along said right-of-way line, 107.13 feet to a point of curve; thence Southeasterly along said right-of-way line and along a circular curve to the right having a radius of 1950.08 feet and whose center lies to the West, an arc distance of 70.23 feet to a point in the South line of said Section (the chord across the last described circular curve course bears South 10° 28' 14" East, 70.22 feet); thence South 89° 51' 07" West, along the South line of said Section, 40.54 feet to the point of beginning. Situated in the County of Winnebago and the State of Illinois. Containing 0.23 acres plus or minus.

(735 ILCS 5/7-103.107 new)

Sec. 7-103.107. Quick-take; City of Effingham. Quick-take proceedings under Section 7-103 may be used for a period of 12 months after the effective date of this amendatory Act of the 91st General Assembly by the City of Effingham for the acquisition of real property lying within (1) the South Half of the Northeast Quarter, and the North Half of the Southeast Quarter of Section 18, Township 8 North, Range 6 East of the Third Principal Meridian, Effingham County, Illinois, and (2) the Southwest Quarter of the Northwest Quarter, and the Northwest Quarter of the Southwest Quarter of Section 17, Township 8 North, Range 6 East of the Third Principal Meridian, Effingham County, Illinois, being necessary for the Ford Avenue Improvement Project commencing at the intersection of existing Ford Avenue and North Keller Drive, thence in an Easterly direction to the intersection of existing Ford Avenue and North Raney Street, thence in an Easterly direction to the intersection of Ford Avenue extended and Charlotte Street extended, in the City of Effingham, County of Effingham, State of Illinois.

Section 15. The Code of Civil Procedure is amended by changing Section 7-103.53 and adding Sections 7-103.108, 7-103.110, 7-103.111, 7-103.112, 7-103.114, 7-103.115, 7-103.116, and 7-103.117 as follows:

(735 ILCS 5/7-103.53)

Sec. 7-103.53. Quick-take; Village of Elmwood Park. Quick-take proceedings under Section 7-103 may be used for a period of 3 years after July 1, 2000 ~~1997~~, by the Village of Elmwood Park to be used only for the acquisition of commercially zoned property within the area designated as the Tax Increment Redevelopment Project Area by ordinance passed and approved on December 15, 1986, as well as to be used only for the acquisition of commercially zoned property located at the northwest corner of North Avenue and Harlem Avenue and

commercially zoned property located at the southwest corner of Harlem Avenue and Armitage Avenue for redevelopment purposes, as set forth in Division 74.3 of Article 11 of the Illinois Municipal Code.

(Source: P.A. 91-357, eff. 7-29-99.)

(735 ILCS 5/7-103.108 new)

Sec. 7-103.108. Quick-take; City of Champaign and Champaign

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County. Quick-take proceedings under Section 7-103 may be used to acquire real property, including fee simple and temporary and permanent easements, for the Olympian Drive construction and reconstruction project for a period of 36 months after the effective date of this amendatory act of the 91st General Assembly by the City of Champaign or by the County of Champaign for acquisition of any portion of the following described property:

Land lying within a corridor bounded by a line 200 feet on either side of the existing line of Olympian Drive (also known as TR151) between Mattis Avenue and Market Avenue in Hensley Township in Champaign County; and also land lying within a corridor bounded by a line 200 feet on either side of the center line of Mattis Avenue, Farber Drive, Prospect Avenue, Neil Street (extended), and Market Street for a distance of 1,000 feet north and south of the right-of-way lines of Olympian Drive on each of the named roadways, all located within Hensley Township in Champaign County.

(735 ILCS 5/7-103.110 new)

Sec. 7-103.110. Quick-take; City of Aurora. Quick-take proceedings under Section 7-103 may be used for a period of 12 months after the effective date of this amendatory Act of the 91st General Assembly for the acquisition of the following described property for the purpose of rehabilitating and revitalizing the described area:

Commencing at the intersection of the centerline of River Street and the centerline of North Avenue; thence Northeasterly along the centerline of River Street to the intersection of the centerline of Benton Street and the centerline of River Street; thence Southeasterly along the centerline of Benton Street to the easterly bank of the Fox River; thence Southwesterly along the easterly bank of the Fox River to the centerline of Clark Street; thence Southeasterly along the centerline of Clark Street to the centerline of Broadway; thence Southwesterly along the centerline of Broadway to the intersection of the centerline of Broadway and the centerline of North Avenue; thence Northwesterly along the centerline of North Avenue to the point of beginning.

(735 ILCS 5/7-103.111 new)

Sec. 7-103.111. Quick-take; Adams County. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by Adams County for the acquisition of a 3,166 foot section of proposed 48th Street Extension between Columbus Road and Wismann Lane in Ellington Road District, which is described as follows:

Commencing at a point approximately 1,835 feet South of the Southwest corner of Section 29, Township One South, Range 8 West of the 4th Principal Meridian; thence North to a point approximately 1,331 feet North of the Southwest corner of Section 29, Township One

South, Range 8 West of the 4th Principal Meridian.

(735 ILCS 5/7-103.112 new)

Sec. 7-103.112. Quick-take; Village of Franklin Park. Quick-take proceedings under Section 7-103 may be used for a period of 48 months after the effective date of this amendatory Act of the 91st General Assembly by the Village of Franklin Park for the acquisition of property within the area to be designated as the Tax Increment Financing District for the purpose of a Redevelopment Project for the blighted area and legally described as follows:

LOTS 6 THROUGH 11, INCLUSIVE, AND LOTS 19 THROUGH 29, INCLUSIVE, OF BLOCK ONE OF THE FIRST ADDITION TO FRANKLIN PARK, BEING THE EAST 1/2 OF THE NORTHEAST 1/4 OF SECTION 28-10-12 EXCEPT THE RIGHT-OF-WAY OF THE CHICAGO & PACIFIC RAILROAD AND EXCEPT THAT PART OF SAID EAST 1/2 OF THE NORTHEAST 1/4 LYING SOUTH OF THE CENTER OF GRAND AVENUE.

(735 ILCS 5/7-103.114 new)

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Sec. 7-103.114. Quick-take; City of Mount Vernon. Quick-take proceedings under Section 7-103 may be used for a period of 3 years after the effective date of this amendatory Act of the 91st General Assembly by the City of Mount Vernon for the acquisition of all property necessary for the purpose of extending or otherwise improving Veterans Memorial Drive to the west to intersect with the extension of Davidson Drive to the south in that city.

(735 ILCS 5/7-103.115 new)

Sec. 7-103.115. Quick-take; City of Hickory Hills. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the City of Hickory Hills for the acquisition of the following described property for the purpose of constructing a public street:

Lots 49 and 52 in Frank DeLugach's 87th Street Woods, a subdivision of the West 1/2 of the Southeast 1/4 of Section 35, Township 38 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois. P.I.N. 18-35-413-005 and 008.

(735 ILCS 5/7-103.116 new)

Sec. 7-103.116. Quick-take; City of Palos Hills; floodplain; playing fields. Quick-take proceedings under Section 7-103 may be used for a period of one year after the effective date of this amendatory Act of the 91st General Assembly by the City of Palos Hills for the acquisition of the following described property for the purpose of flood control and the construction of playing fields:

PARCEL 1: LOT 14 IN LAMBERT 107TH STREET SUBDIVISION OF THE NORTH 426.77 FEET OF THE EAST 15 ACRES OF THAT PART OF THE SOUTHEAST 1/4 OF SECTION 14, LYING NORTH OF THE CALUMET FEEDER, ALSO THAT PART OF THE WEST 1/2 OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 13, LYING NORTH OF THE CALUMET FEEDER IN SECTION 13, TOWNSHIP 37 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2: LOT 16 (EXCEPT THE NORTH 71.38 FEET OF THE WEST 13 FEET OF LOT 16) AND LOTS 17, 18, 19 AND 20 IN LAMBERT'S 107TH STREET SUBDIVISION, A SUBDIVISION OF THE NORTH 426.77 FEET OF THE EAST 15 ACRES OF THAT PART OF THE SOUTHEAST 1/4 OF SECTION 14,

LYING NORTH OF THE CALUMET FEEDER, ALSO THAT PART OF THE WEST 1/2 OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 13, LYING NORTH OF THE CALUMET FEEDER, ALL IN TOWNSHIP 37 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3: THE SOUTH 150 FEET OF LOTS 1, 2 AND 3 AND ALL OF LOTS 4 AND 5 AND LOT 6 (EXCEPT THE EAST 7 FEET OF LOT 6), ALL IN MARGARET BROWN'S ESTATE SUBDIVISION, A SUBDIVISION OF NORTH 7 ACRES OF THE EAST 1/2 OF THE WEST 1/2 OF THE SOUTHWEST 1/4 OF SECTION 13, TOWNSHIP 37 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 4: THAT PART OF THE EAST 1/2 OF THE WEST 1/2 OF THE SOUTHWEST 1/4 (EXCEPT THE NORTH 7 ACRES THEREOF) LYING NORTH OF THE CALUMET SAG FEEDER IN SECTION 13, TOWNSHIP 37 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

(735 ILCS 5/7-103.117 new)

Sec. 7-103.117. Quick-take; City of Palos Hills; wetland maintenance. Quick-take proceedings under Section 7-103 may be used for a period of one year after the effective date of this amendatory Act of the 91st General Assembly by the City of Palos Hills for the acquisition of the following described property for the purpose of maintaining wetland in its natural state:

Parcel 1: That part of the East 1/2 of the Southwest 1/4 Lying North of the Center Line of the The Calumet Sag Feeder (Except the West 263 Feet Thereof and Except that Part Lying North of the North

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Line of Lot 6 in Margaret Browns Estates Subdivision Extended East to the East Line of the Property in Question) of Section 13, Township 37 North, Range 12 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel 2: The East 33 Feet of that Part of the East 1/2 of the Southwest 1/4 Lying North of the North Line of Lot 6 in Margaret Browns Estates Subdivision Extended East to the East Line of the Land in Section 17, Township 37 North, Range 12 East of the Third Principal Meridian in Cook County, Illinois.

Section 20. The Code of Civil Procedure is amended by adding Sections 7-103.118, 7-103.119, 7-103.120, 7-103.121, 7-103.122, 7-103.123, 7-103.125, 7-103.126, 7-103.127, 7-103.128, 7-103.129, 7-103.130, 7-103.131, 7-103.132, 7-103.133, 7-103.134, 7-103.135, 7-103.136, 7-103.137, and 7-103.138 as follows:

(735 ILCS 5/7-103.118 new)

Sec. 7-103.118. Quick-take; Village of Mount Prospect. Quick-take proceedings under Section 7-103 may be used for a period of 12 months after the effective date of this amendatory Act of the 91st General Assembly by the Village of Mount Prospect for the acquisition of the following described real property for the purpose of redeveloping blighted property and constructing a public parking facility as part of the downtown revitalization program:

Parcel One

The South 1.11 Feet of the West 37.37 Feet of Lot 2, in Mount Prospect Central District Subdivision, Being a Subdivision of Part of the West Halt of Section 12, Township 41 North, Range 11 East of the Third Principal Meridian, Recorded December 23, 1949, as Document

1275902, and That Part of Lot 4 in Said Subdivision Lying North of the Westerly Extension of the Southerly Most Line of Said Lot 2, in Cook County, Illinois.

Said Property Containing 2323 Square Feet, More or Less. PERMANENT TAX INDEX NO. 06-12-102-028.

Parcel Two

All of the 10.00 Foot Private Alley Lying North of and Adjoining the South Line of Lot 2, in Mount Prospect Central District Subdivision, Being a Subdivision of Part of the West Half of Section 12, Township 41 North, Range 11 East of the Third Principal Meridian, Recorded December 23, 1949, as Document 1275902, in Cook County, Illinois.

Parcel Three

Lot 3, in Mount Prospect Central District Subdivision, Being a Subdivision of Part of the West Half of Section 12, Township 41 North, Range 11 East of the Third Principal Meridian, Recorded December 23, 1949. as Document 1275902, in Cook County, Illinois.

PERMANENT TAX INDEX NO. 08-12-102-029.

(735 ILCS 5/7-103.119 new)

Sec. 7-103.119. Quick-take; City of Northlake. Quick-take proceedings under Section 7-103 may be used for a period of 2 years after the effective date of this amendatory Act of the 91st General Assembly by the City of Northlake for the acquisition of the south 6 feet of a parking area abutting the state right-of-way for Route 64 (North Avenue) located in the City of Northlake in Cook County in order to re-align the service road and create additional parking.

(735 ILCS 5/7-103.120 new)

Sec. 7-103.120. Quick-take; Fox Metro Water Reclamation District. Quick-take proceedings under Section 7-103 may be used by the Fox Metro Water Reclamation District for a period of 12 months after the effective date of this amendatory Act of the 91st General Assembly for the acquisition of the following described property for the purpose of constructing gravity interceptor sewers and a pump

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station to force the main to convey sanitary sewer flow from the Southwest Service Area to the existing Fox Metro Water Reclamation District wastewater treatment plant:

(PART OF PARCEL ONE):

THE NORTHERLY 60 FEET OF THE FOLLOWING DESCRIBED PART OF THE EAST HALF OF SECTION 24, TOWNSHIP 37 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN AND PART OF THE WEST HALF OF SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHERLY OF A LINE CONSTRUCTED 50.00 FEET SOUTHERLY OF, AND PARALLEL WITH, THE CENTERLINE OF ILLINOIS STATE ROUTE NUMBER 71 (MEASURED AT RIGHT ANGLES TO SAID CENTERLINE) AND LYING EASTERLY OF A LINE CONSTRUCTED AT RIGHT ANGLES TO SAID CENTERLINE OF ROUTE 71 AT A POINT 1738.31 FEET EASTERLY OF THE HEREIN DESCRIBED POINT OF INTERSECTION OF SAID CENTERLINE OF ROUTE 71 WITH THE CENTERLINE OF MINKLER ROAD (AS MEASURED ALONG SAID CENTERLINE OF ROUTE 71);

THAT PART OF THE EAST HALF OF SECTION 24, TOWNSHIP 37 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND PART OF THE WEST HALF OF SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL

MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 19; THENCE NORTH 0 DEGREES 31 MINUTES 0 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 19, 124.74 FEET; THENCE NORTH 89 DEGREES 02 MINUTES 23 SECONDS EAST, 673.2 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 89 DEGREES 02 MINUTES 23 SECONDS WEST, 2798.2 FEET TO THE CENTERLINE OF MINKLER ROAD; THENCE NORTH 00 DEGREES 31 MINUTES 56 SECONDS EAST ALONG SAID CENTERLINE, 2736.40 FEET TO THE CENTERLINE OF STATE ROUTE NO. 71; THENCE NORTH 00 DEGREES 06 MINUTES 45 SECONDS EAST, 1086.00 FEET TO THE SOUTHERLY BANK OF THE FOX RIVER; THENCE EASTERLY ALONG SAID SOUTHERLY BANK TO A LINE DRAWN NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST, PARALLEL WITH THE WEST LINE OF SAID SECTION 19, FROM THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 31 MINUTES 00 SECONDS WEST ALONG SAID PARALLEL LINE, 4229.04 FEET TO THE POINT OF BEGINNING (EXCEPT THE RIGHT-OF-WAY OF THE CHICAGO, BURLINGTON AND QUINCY RAILROAD AND ALSO EXCEPT THAT PART THEREOF DESCRIBED BY WARRANTY DEED DATED APRIL 5, 1982 AND RECORDED JUNE 3, 1982 AS DOCUMENT 82-1863; AND ALSO EXCEPT THAT PART THEREOF DESCRIBED IN QUIT CLAIM DEED DATED JUNE 2, 1982 AND RECORDED DECEMBER 9, 1983 AS DOCUMENT 83-5667) AND EXCEPT THAT PART OF THE NORTHWEST QUARTER OF SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 19; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 19, 124.74 FEET; THENCE NORTH 89 DEGREES 02 MINUTES 23 SECONDS EAST, 673.2 FEET; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST, PARALLEL WITH THE WEST LINE OF SAID SECTION, 3598.04 FEET TO A LINE DRAWN PARALLEL WITH AND 50 FEET NORTHERLY OF, AS MEASURED AT RIGHT ANGLES THERETO, THE CENTERLINE OF ILLINOIS STATE ROUTE NO. 71 FOR THE POINT OF BEGINNING; THENCE SOUTH 73 DEGREES 01 MINUTES 27 SECONDS WEST ALONG SAID PARALLEL LINE, 130.87 FEET; THENCE NORTH 17 DEGREES 09 MINUTES 36 SECONDS WEST, 111.0 FEET; THENCE SOUTH 79 DEGREES 48 MINUTES 38 SECONDS WEST, 93.65 FEET TO A LINE DRAWN NORTH 00 DEGREES 06 MINUTES 45 SECONDS EAST FROM THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 06 MINUTES 45 SECONDS WEST, 127.7 FEET TO THE POINT OF BEGINNING, IN THE TOWNSHIP OF OSWEGO, KENDALL COUNTY, ILLINOIS.

ALSO A 20 FOOT WIDE STRIP OF LAND OVER PART OF THE EAST HALF OF

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ANGLES THERETO, THE CENTERLINE OF SAID ROUTE 71 FOR THE POINT OF BEGINNING; THENCE NORTH 73 DEGREES 01 MINUTES 27 SECONDS EAST ALONG SAID PARALLEL LINE, 130.87 FEET; THENCE NORTH 17 DEGREES 09 MINUTES 36 SECONDS WEST, 111.0 FEET; THENCE SOUTH 79 DEGREES 48 MINUTES 38 SECONDS WEST, 93.65 FEET TO A LINE DRAWN NORTH 00 DEGREES 06 MINUTES 45 SECONDS EAST FROM THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 06 MINUTES 45 SECONDS WEST, 127.7 FEET TO THE POINT OF BEGINNING, IN THE TOWNSHIP OF OSWEGO, KENDALL COUNTY, ILLINOIS.

ALSO A 20 FOOT WIDE STRIP OF LAND OVER PART OF THE EAST HALF OF

SECTION 24, TOWNSHIP 37 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 19; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 19 FOR 124.74 FEET; THENCE NORTH 89 DEGREES 02 MINUTES 23 SECONDS EAST, 673.2 FEET; THENCE SOUTH 89 DEGREES 02 MINUTES 23 SECONDS WEST, 2798.2 FEET TO THE CENTERLINE OF MINKLER ROAD; THENCE NORTH 00 DEGREES 31 MINUTES 56 SECONDS EAST ALONG SAID CENTERLINE, 2736.40 FEET TO THE CENTERLINE OF STATE ROUTE NO. 71; SAID POINT HEREINAFTER REFERRED TO AS "POINT A"; THENCE EASTERLY ALONG SAID CENTERLINE OF STATE ROUTE NO. 71 FOR 1768.31 FEET; THENCE SOUTHERLY ALONG A LINE FORMING AN ANGLE OF 89 DEGREES 18 MINUTES 00 SECONDS WITH SAID CENTERLINE (AS MEASURED COUNTER-CLOCKWISE THEREFROM), 50.00 FEET TO THE POINT OF BEGINNING OF SAID EASEMENT CENTERLINE AT THE POINT OF INTERSECTION WITH A LINE CONSTRUCTED 50.00 FEET SOUTHERLY OF, AND PARALLEL WITH, SAID CENTERLINE OF ROUTE 71 (AS MEASURED AT RIGHT ANGLES TO SAID CENTERLINE); THENCE NORTHERLY ALONG THE LAST DESCRIBED COURSE AND THE NORTHERLY EXTENSION THEREOF, 110.02 FEET; THENCE NORTHERLY ALONG A LINE FORMING AN ANGLE OF 170 DEGREES 00 MINUTES 00 SECONDS WITH THE LAST DESCRIBED COURSE (AS MEASURED COUNTER-CLOCKWISE THEREFROM), 609.58 FEET TO THE POINT OF INTERSECTION WITH A LINE CONSTRUCTED 10 FEET SOUTHERLY OF, AND PARALLEL OR CONCENTRIC WITH, THE SOUTH LINE OF THE FORMER CHICAGO BURLINGTON AND QUINCY RAILROAD RIGHT OF WAY (SAID SOUTH LINE LYING 25.00 FEET SOUTHERLY OF THE ORIGINAL CENTERLINE OF SAID RAILROAD); THENCE WESTERLY ALONG SAID LINE CONSTRUCTED 10.00 FEET SOUTHERLY OF SAID SOUTHERLY RIGHT OF WAY LINE TO THE POINT OF TERMINUS OF SAID EASEMENT CENTERLINE AT THE POINT OF INTERSECTION WITH A LINE CONSTRUCTED NORTH 00 DEGREES 06 MINUTES 45 SECONDS EAST FROM SAID "POINT A", IN THE TOWNSHIP OF OSWEGO, KENDALL COUNTY, ILLINOIS.

ALSO A 30 FOOT WIDE STRIP OF LAND OVER PART OF THE EAST HALF OF SECTION 24, TOWNSHIP 37 NORTH, RANGE 7 EAST OF THE THIRD PRINCIPAL MERIDIAN, THE EASTERLY AND NORTHERLY LINES OF WHICH LIE 10.00 FEET WESTERLY OR SOUTHERLY OF THE REFERENCE LINE WHICH IS DESCRIBED AS FOLLOWS (AS MEASURED AT RIGHT ANGLES TO SAID REFERENCE LINE):

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 19; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 19, 124.74 FEET; THENCE NORTH 89 DEGREES 02 MINUTES 23 SECONDS EAST, 673.2 FEET; THENCE SOUTH 89 DEGREES 02 MINUTES 23 SECONDS WEST, 2798.2 FEET TO THE CENTERLINE OF MINKLER ROAD; THENCE NORTH 00 DEGREES 31 MINUTES 56 SECONDS EAST ALONG SAID CENTERLINE, 2736.40 FEET TO THE CENTERLINE OF STATE ROUTE NO. 71; SAID POINT HEREINAFTER REFERRED TO AS "POINT A"; THENCE EASTERLY ALONG SAID CENTERLINE OF STATE ROUTE NO. 71 FOR 1768.31 FEET; THENCE SOUTHERLY ALONG A LINE FORMING AN ANGLE OF 89 DEGREES 18 MINUTES 00 SECONDS WITH SAID CENTERLINE (AS MEASURED COUNTER-CLOCKWISE THEREFROM), 50.00 FEET TO THE POINT OF BEGINNING OF SAID REFERENCE LINE AT THE POINT OF INTERSECTION WITH A LINE CONSTRUCTED 50.00 FEET SOUTHERLY OF, AND PARALLEL WITH, SAID CENTERLINE OF ROUTE 71 (AS MEASURED AT RIGHT ANGLES TO SAID CENTERLINE); THENCE NORTHERLY ALONG THE LAST DESCRIBED COURSE AND THE NORTHERLY EXTENSION THEREOF, 110.02 FEET; THENCE

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NORTHERLY ALONG A LINE FORMING AN ANGLE OF 170 DEGREES 00 MINUTES 00 SECONDS WITH THE LAST DESCRIBED COURSE (AS MEASURED COUNTER-CLOCKWISE THEREFROM), 609.58 FEET TO THE POINT OF INTERSECTION WITH A LINE CONSTRUCTED 10 FEET SOUTHERLY OF, AND PARALLEL OR CONCENTRIC WITH, THE SOUTH LINE OF THE FORMER CHICAGO BURLINGTON AND QUINCY RAILROAD RIGHT OF WAY (SAID SOUTH LINE LYING 25.00 FEET SOUTHERLY OF THE ORIGINAL CENTERLINE OF SAID RAILROAD); THENCE WESTERLY ALONG SAID LINE CONSTRUCTED 10.00 FEET SOUTHERLY OF SAID SOUTHERLY RIGHT OF WAY LINE TO THE POINT OF TERMINUS OF SAID EASEMENT REFERENCE LINE AT THE POINT OF INTERSECTION WITH A LINE CONSTRUCTED NORTH 00 DEGREES 06 MINUTES 45 SECONDS EAST FROM SAID "POINT A", IN THE TOWNSHIP OF OSWEGO, KENDALL COUNTY, ILLINOIS.

(NORTHERLY 60 FEET OF PARCEL TWO):

THE NORTHERLY 60 FEET OF THAT PART OF THE FOLLOWING DESCRIBED PART OF SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHERLY OF A LINE CONSTRUCTED 50.00 FEET SOUTHERLY OF, AND PARALLEL OR CONCENTRIC WITH, THE CENTERLINE OF ILLINOIS STATE ROUTE NO. 71 (SAID NORTHERLY 60 FEET MEASURED AT RIGHT ANGLES TO SAID CENTERLINE OF ROUTE 71);

THAT PART OF SECTION 19 AND PART OF THE NORTH HALF OF SECTION 30, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 19; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 19, 124.74 FEET; THENCE NORTH 89 DEGREES EAST 673.2 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 31 MINUTES 00 SECONDS WEST, PARALLEL WITH THE WEST LINE OF SAID SECTION 19, 405.49 FEET; THENCE NORTH 88 DEGREES 37 MINUTES 20 SECONDS EAST, 997.92 FEET; THENCE SOUTH 5 DEGREES 09 MINUTES 38 SECONDS WEST, 1123.98 FEET; THENCE NORTH 89 DEGREES 06 MINUTES 07 SECONDS EAST, 915.42 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 40 SECONDS WEST, PARALLEL WITH THE EAST LINE OF SAID SECTION 30, 1168.86 FEET; THENCE SOUTH 89 DEGREES 00 MINUTES 37 SECONDS WEST, 1018.38 FEET; THENCE NORTH 00 DEGREES 12 MINUTES 45 SECONDS WEST, 4161.87 FEET TO THE NORTHERLY LINE OF STATE ROUTE 71; THENCE SOUTH 72 DEGREES 58 MINUTES 00 SECONDS WEST ALONG SAID NORTHERLY LINE, 758.76 FEET TO A LINE DRAWN NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST, PARALLEL WITH THE WEST LINE OF SAID SECTION 19, FROM THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 31 MINUTES 00 SECONDS WEST, ALONG SAID PARALLEL LINE, 3604.33 FEET TO THE POINT OF BEGINNING; (EXCEPT THAT PART OF THE SOUTHWEST QUARTER OF SAID SECTION 19 AND PART OF THE NORTH HALF OF SAID SECTION 30 DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SAID SECTION 19; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 19, 124.74 FEET; THENCE NORTH 89 DEGREES 00 MINUTES 00 SECONDS EAST, 673.20 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 31 MINUTES 00 SECONDS WEST ALONG A LINE DRAWN PARALLEL WITH THE WEST LINE OF SAID SECTION 19, 405.49 FEET; THENCE NORTH 88 DEGREES 37 MINUTES 20 SECONDS EAST, 997.92 FEET; THENCE SOUTH 5 DEGREES 09 MINUTES 38 SECONDS WEST, 1,123.98 FEET; THENCE NORTH 89 DEGREES 06 MINUTES 07 SECONDS EAST, 915.42 FEET; THENCE NORTH 00 DEGREES 48 MINUTES 40 SECONDS WEST, PARALLEL WITH THE EAST LINE OF SAID SECTION 30, 1,168.86 FEET; THENCE SOUTH 89 DEGREES 00 MINUTES 37 SECONDS WEST, 1,018.38 FEET; THENCE SOUTH 88 DEGREES 37 MINUTES 20 SECONDS WEST, 726.80 FEET; THENCE NORTH 00 DEGREES 31 MINUTES 00 SECONDS EAST, 402.44 FEET; THENCE NORTH 89 DEGREES 29 MINUTES 00 SECONDS WEST, 50.0 FEET TO A LINE DRAWN PARALLEL WITH THE WEST LINE OF SAID SECTION 19 FROM THE POINT

OF BEGINNING; THENCE SOUTH 00 DEGREES 31 MINUTES 00 SECONDS WEST, 50.0 FEET TO THE POINT OF BEGINNING), IN THE TOWNSHIP OF OSWEGO, KENDALL COUNTY, ILLINOIS.

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(NORTHERLY 60 FEET OF PARCEL THREE):

THE NORTHERLY 60 FEET OF THAT PART OF THE FOLLOWING DESCRIBED PART OF SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTHERLY OF A LINE CONSTRUCTED 50.00 FEET SOUTHERLY OF, AND PARALLEL OR CONCENTRIC WITH, THE CENTERLINE OF ILLINOIS STATE ROUTE NO. 71 (SAID NORTHERLY 60 FEET MEASURED AT RIGHT ANGLES TO SAID CENTERLINE OF ROUTE 71);

THAT PART OF THE EAST HALF OF SECTION 19 AND THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE WEST HALF OF THE NORTHEAST QUARTER OF SECTION 30; THENCE SOUTH ALONG THE EIGHTY LINE 2.17 CHAINS FOR THE POINT OF BEGINNING; THENCE WESTERLY, 11.71 CHAINS ALONG A LINE MAKING AN ANGLE OF 89 DEGREES 10 MINUTES TO THE RIGHT WITH SAID EIGHTY LINE; THENCE NORTHERLY ALONG A LINE MAKING AN ANGLE OF 91 DEGREES 32 MINUTES TO THE RIGHT WITH THE PROLONGATION OF THE LAST DESCRIBED COURSE TO THE SOUTHERLY LINE OF ILLINOIS STATE ROUTE 71 (F.A. ROUTE 97); THENCE EASTERLY ALONG SAID SOUTHERLY LINE TO THE EAST LINE OF THE WEST HALF OF THE EAST HALF OF SECTION 19; THENCE SOUTH ALONG SAID EAST LINE TO THE NORTH LINE OF SECTION 30; THENCE EAST ALONG SAID NORTH LINE TO THE NORTHEAST CORNER OF SECTION 30; THENCE SOUTH TO THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SECTION 30; THENCE WEST ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, 16.15 CHAINS; THENCE NORTH, PARALLEL WITH THE EAST LINE OF SAID NORTHEAST QUARTER TO A POINT 2 CHAINS SOUTH OF THE NORTH LINE OF SAID NORTHEAST QUARTER; THENCE WESTERLY, 3.65 CHAINS TO THE POINT OF BEGINNING; (EXCEPT THAT PART OF THE WEST HALF OF THE NORTHEAST QUARTER LYING SOUTHERLY OF THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 LOCATED IN SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN IN KENDALL COUNTY, AS DEDICATED BY THE INSTRUMENT DATED SEPTEMBER 13, 1938 AND RECORDED JUNE 24, 1939 IN DEED RECORD 93, PAGE 76 IN KENDALL COUNTY, DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID WEST HALF OF THE NORTHEAST QUARTER OF SECTION 19 WITH THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED JANUARY 1939; THENCE WESTERLY ALONG THE SAID SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED ON A RADIUS OF 3769.83 FEET FOR AN ARC DISTANCE OF 743.58 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 30 MINUTES 39 SECONDS WEST, 400.00 FEET; THENCE EASTERLY AT RIGHT ANGLES TO THE LAST DESCRIBED LINE A DISTANCE OF 150.00 FEET; THENCE NORTH 00 DEGREES 30 MINUTES 39 SECONDS EAST, 428.26 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED; THENCE NORTHWESTERLY ALONG THE SAID SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED ALONG A CURVE, 152.65 FEET HAVING A RADIUS OF 3769.83 FEET TO THE POINT OF BEGINNING), (AND LESS AND EXCEPT THE FOLLOWING THAT PART OF THE NORTHEAST QUARTER OF SECTION 30, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID NORTHEAST QUARTER;

THENCE WESTERLY ALONG THE SOUTH LINE OF SAID NORTHEAST QUARTER, 1065.90 FEET (16.15 CHAINS); THENCE NORTHERLY PARALLEL WITH THE EAST LINE OF SAID NORTHEAST QUARTER, BEING ALONG A LINE WHICH FORMS AN ANGLE OF 93 DEGREES 02 MINUTES 04 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 117.50 FEET; THENCE NORTHEASTERLY ALONG A LINE WHICH FORMS AN ANGLE OF 131 DEGREES 28 MINUTES 34 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 543.0 FEET; THENCE NORTHERLY ALONG A LINE WHICH FORMS AN ANGLE OF 172 DEGREES 50 MINUTES 00 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 241.0 FEET; THENCE EASTERLY ALONG A LINE WHICH FORMS AN ANGLE OF 14 DEGREES 10 MINUTES 00 SECONDS WITH THE

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LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 115 FEET; THENCE NORTHEASTERLY ALONG A LINE WHICH FORMS AN ANGLE OF 207 DEGREES 50 MINUTES 00 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 97.0 FEET; THENCE NORTHERLY ALONG A LINE WHICH FORMS AN ANGLE OF 220 DEGREES 00 MINUTES 00 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 90.0 FEET; THENCE NORTHEASTERLY ALONG A LINE WHICH FORMS AN ANGLE OF 158 DEGREES 40 MINUTES 00 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 166.0 FEET; THENCE EASTERLY ALONG A LINE WHICH FORMS AN ANGLE OF 138 DEGREES 18 MINUTES 02 SECONDS WITH THE LAST DESCRIBED LINE, MEASURED COUNTER-CLOCKWISE THEREFROM, A DISTANCE OF 126.56 FEET TO SAID EAST LINE; THENCE SOUTH ALONG SAID EAST LINE, 957.37 FEET TO THE POINT OF BEGINNING) IN OSWEGO TOWNSHIP, KENDALL COUNTY, ILLINOIS.

LEGAL DESCRIPTION OF EASEMENT ACQUISITION BY FOX METRO WATER RECLAMATION DISTRICT OVER LANDS OF VERNON A AND BOBETT L. SHOGER 01/10/00

THE NORTHERLY 60 FEET OF THAT PART OF THE WEST HALF OF THE NORTHEAST QUARTER LYING SOUTHERLY OF THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 LOCATED IN SECTION 19, TOWNSHIP 37 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN IN KENDALL COUNTY, AS DEDICATED BY THE INSTRUMENT DATED SEPTEMBER 13, 1938 AND RECORDED JUNE 24, 1939 IN DEED RECORD 93, PAGE 76 IN KENDALL COUNTY, DESCRIBED AS FOLLOWS (AS MEASURED AT RIGHT ANGLES TO SAID SOUTHERLY RIGHT OF WAY LINE):

COMMENCING AT THE INTERSECTION OF THE EAST LINE OF SAID WEST HALF OF THE NORTHEAST QUARTER OF SECTION 19 WITH THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS 71 AS DEDICATED JANUARY 1939; THENCE WESTERLY ALONG THE SAID SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED ON A RADIUS OF 3769.83 FEET FOR AN ARC DISTANCE OF 743.58 FEET FOR THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 30 MINUTES 39 SECONDS WEST, 400.00 FEET; THENCE EASTERLY AT RIGHT ANGLES TO THE LAST DESCRIBED LINE A DISTANCE OF 150.00 FEET; THENCE NORTH 00 DEGREES 30 MINUTES 39 SECONDS EAST, 428.26 FEET TO THE SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED; THENCE NORTHWESTERLY ALONG THE SAID SOUTHERLY RIGHT OF WAY LINE OF ILLINOIS ROUTE 71 AS DEDICATED ALONG A CURVE, 152.65 FEET HAVING A RADIUS OF 3769.83 FEET TO THE POINT OF BEGINNING, IN THE TOWNSHIP OF OSWEGO, KENDALL COUNTY, ILLINOIS.

(735 ILCS 5/7-103.121 new)

Sec. 7-103.121. Quick-take; City of Northlake. Quick-take proceedings under Section 7-103 may be used for a period of 48 months after the effective date of this amendatory Act of the 91st General Assembly by the City of Northlake for the acquisition of the following described property for the purpose of developing a subsidized senior housing complex:

(a) Lots 15 and 16 in Block 14 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39 North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-213-035 and 15-06-213-036, commonly known as 126 South Wolf Road.

(b) Lots 17 and 18 in Block 14 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39 North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-213-037 and 15-06-213-038, commonly known as 134 South Wolf Road.

(c) Lots 19 and 20 in Block 14 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39

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North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-213-039 and 15-06-213-040, commonly known as 136 South Wolf Road.

(d) Lots 21 and 22 in Block 14 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39 North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-213-041 and 15-06-213-042, commonly known as 142 South Wolf Road.

(e) Lots 43 and 44 in Block 14 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39 North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-213-043 and 15-06-213-044, commonly known as 144 South Wolf Road.

(f) Lots 1 and 2 in Block 15 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39 North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-215-035, commonly known as 200 South Wolf Road.

(g) Lots 3 and 4 in Block 15 in the H. O. Stone Northlake Addition, a subdivision of all that part (except the railroad) North of Lake Street of the Northeast Quarter of Section 6, Township 39 North, Range 12 East of the Third Principal Meridian recorded July 3, 1930 as Document #10697148, P.I.N. 15-06-215-021, commonly known as 204 South Wolf Road.

(735 ILCS 5/7-103.122 new)

Sec. 7-103.122. Quick-take; Village of Melrose Park. Quick-take proceedings under Section 7-103 may be used for a period of 36 months

after the effective date of this amendatory Act of the 91st General Assembly by the Village of Melrose Park for the acquisition of the following described property located at 3623 Lake Street, Melrose Park, for the purpose of providing additional fire and emergency services parking:

LOT 8 (EXCEPT THE NORTH 51.0 FEET THEREOF) IN HEATH'S RESUBDIVISION OF LOTS H, K, R AND S OF BLOCK 7 IN HENRY SOFFEL'S THIRD ADDITION TO MELROSE PARK IN THE EAST 1/2 OF SECTION 4, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PERMANENT PROPERTY INDEX NUMBER: 15-04-303-058.

COMMONLY DESCRIBED AS: 3623 LAKE STREET, MELROSE PARK, ILLINOIS.

(735 ILCS 5/7-103.123 new)

Sec. 7-103.123. Quick-take; Village of Stone Park. Quick-take proceedings under Section 7-103 may be used for a period of 60 months after the effective date of this amendatory Act of the 91st General Assembly by the Village of Stone Park for the acquisition of the following described property located between North Avenue and Lake Street along Mannheim Road for the purpose of installation of public safety or municipal administration buildings:

LOTS 1 TO 7 (EXCEPT WEST 54.30 FEET OF EAST 63.30 FEET OF SOUTH 88.40 FEET OF LOT 2) AND EXCEPTING THAT PART OF LOT 3 BOUNDED AND DESCRIBED AS FOLLOWS: (BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 3; THENCE SOUTH ALONG THE EAST LINE OF SAID LOT 3 A DISTANCE OF 25 FEET TO A POINT; THENCE NORTHWESTERLY ALONG A STRAIGHT LINE TO A POINT ON THE NORTH LINE OF SAID LOT 3; THENCE EAST ALONG THE NORTH LINE OF SAID LOT 3 TO THE POINT OF BEGINNING) ALL IN BLOCK 4 IN TOWN MANOR BEING A PART OF THE NORTH 100 ACRES OF THE NORTHEAST 1/4 OF SECTION 5, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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(735 ILCS 5/7-103.125 new)

Sec. 7-103.125. Quick-take; Village of Elmwood Park. Quick-take proceedings under Section 7-103 may be used for a period of 3 years after the effective date of this amendatory Act of the 91st General Assembly by the Village of Elmwood Park for the acquisition of the following described property for the purpose of constructing a new public library facility:

PARCEL 1: THE NORTH PART OF LOTS 7 AND 8 IN BLOCK 49 IN WESTWOOD BEING MILLS AND SONS SUBDIVISION IN THE WEST 1/2 OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT NORTHWEST CORNER OF SAID LOT 7 THENCE RUNNING SOUTHERLY ALONG WEST LINE OF SAID LOT A DISTANCE OF 149.0 FEET TO A POINT THENCE EASTERLY AT RIGHT ANGLE TO AFORESAID LINE A DISTANCE OF 52.4 FEET TO A POINT OF INTERSECTION WITH A LINE PERPENDICULAR TO EAST LINE OF LOT 8 HAVING A LENGTH OF 47.6 FEET AND 145.5 FEET SOUTH OF NORTHEAST CORNER OF LOT 8 THENCE EASTERLY ALONG AFORESAID LINE WHICH IS PERPENDICULAR TO EAST LINE OF LOT 8 TO EAST LINE OF LOT 8 THENCE NORTHERLY ALONG EAST LINE OF LOT 8 A DISTANCE OF 145.5 FEET TO NORTHEAST CORNER OF LOT 8 THENCE WESTERLY ALONG NORTHERLY LINE OF LOTS 7 AND 8 TO PLACE OF

BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 2: LOTS 3, 4, 5 AND 6 IN BLOCK 49 IN WESTWOOD, BEING MILLS AND SONS SUBDIVISION, IN THE WEST HALF OF SECTION 25, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

(735 ILCS 5/7-103.126 new)

Sec. 7-103.126. Quick-take; Village of Franklin Park. Quick-take proceedings under Section 7-103 may be used for a period of 48 months after the effective date of this amendatory Act of the 91st General Assembly by the Village of Franklin Park for the acquisition of commercially zoned property within the area designated as the proposed Tax Increment Financing District to redevelop blighted property legally described as follows:

THAT PART OF LAFRAMBOISE RESERVE, IN TOWNSHIP 40 NORTH RANGE 12 EAST OF THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE SOUTHERLY LINE OF BELMONT AVENUE AND THE NORTHEASTERLY LINE OF DES PLAINES RIVER ROAD; THENCE WESTERLY ALONG THE SOUTHERLY LINE OF BELMONT AVENUE AND SAID SOUTHERLY LINE EXTENDED WESTERLY ACROSS ELM STREET TO THE WESTERLY LINE, EXTENDED SOUTH, OF LOT 5 IN OWNER'S DIVISION OF (EXCEPT PART EASTERLY OF RIVER ROAD) OF THAT PART OF VACATED BLOCKS 21, 36 AND 37 IN RIVER PARK, A SUBDIVISION OF PART OF SECTION 22, TOWNSHIP 40, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN AND PART OF LAFRAMBOISE RESERVE AFORESAID; THENCE NORTHERLY ALONG SAID EXTENDED LINE; THE WESTERLY LINE OF LOTS 2 TO 5, BOTH INCLUSIVE, IN OWNER'S SUBDIVISION AFORESAID AND THE WESTERLY LINE OF SAID LOT 2 EXTENDED NORTH TO THE NORTHERLY LINE OF GAGE AVENUE; THENCE EASTERLY ALONG THE SAID NORTHERLY LINE AND SAID NORTHERLY LINE EXTENDED EAST TO THE NORTHEASTERLY LINE OF DES PLAINES RIVER ROAD; THENCE SOUTHEASTERLY ALONG SAID NORTHEASTERLY LINE TO THE SOUTH LINE, EXTENDED EASTERLY OF SAID GAGE AVENUE; THENCE SOUTHWESTERLY ALONG SAID EXTENDED LINE TO ANOTHER EASTERLY LINE OF DES PLAINES RIVER ROAD; THENCE SOUTHEASTERLY ALONG SAID EASTERLY LINE AND SAID EASTERLY LINE EXTENDED ACROSS BELMONT AVENUE TO THE POINT OF BEGINNING, COOK COUNTY, ILLINOIS.

(735 ILCS 5/7-103.127 new)

Sec. 7-103.127. Quick-take; Village of Forest Park. Quick-take proceedings under Section 7-103 may be used for a period of 48 months

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after the effective date of this amendatory Act of the 91st General Assembly by the Village of Forest Park for the acquisition of commercially zoned property within the area designated as the proposed Tax Increment Financing District to redevelop blighted property legally described as follows:

THAT PART OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 13, TOWNSHIP 39, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 13; THENCE SOUTH ALONG THE EASTLINE OF SAID NORTHEAST QUARTER, EXTENDED SOUTHERLY, TO AN INTERSECTION WITH THE SOUTH RIGHT-OF-WAY LINE OF HARRISON STREET, EXTENDED

EASTERLY; THENCE WEST ALONG SAID SOUTH RIGHT-OF-WAY LINE TO A POINT OF INTERSECTION WITH THE EASTLINE OF THE WEST 662.2 FEET OF THE EAST HALF OF THE NORTHEAST QUARTER OF SAID SECTION 13; THENCE NORTH ALONG SAID EASTLINE TO A POINT OF INTERSECTION WITH THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF THE MINNEAPOLIS, ST. PAUL & SAULT STE. MARIE RY; THENCE SOUTHEASTERLY ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE TO A POINT OF INTERSECTION WITH THE AFORESAID EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 13; THENCE SOUTH ALONG SAID EASTLINE OF THE NORTHEAST QUARTER OF SAID SECTION 13 TO THE POINT OF BEGINNING.

(735 ILCS 5/7-103.128 new)

Sec. 7-103.128. Quick-take; City of St. Charles. Quick-take proceedings under Section 7-103 may be used for a period of 48 months after the effective date of this amendatory Act of the 91st General Assembly by the City of St. Charles for the acquisition of commercially zoned property and any interests contained therein within the area designated as the proposed Tax Increment Financing District to redevelop blighted property legally described as follows:

THAT PART OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF ST. CHARLES COMMERCIAL CENTER UNIT NO. 6; THENCE NORTHEASTERLY, 935 FEET ALONG THE WESTERLY LINE OF ST. CHARLES COMMERCIAL CENTER UNIT NO. 6, ST. CHARLES COMMERCIAL CENTER UNIT NO. 1, AND COVINGTON COURT TO AN ANGLE POINT; THENCE NORTHWESTERLY, 677.64 FEET ALONG THE SOUTHWESTERLY LINE OF COVINGTON COURT TO AN ANGLE POINT; THENCE NORTHERLY ALONG THE WESTERLY LINE OF COVINGTON COURT AND ST. CHARLES COMMERCIAL CENTER UNIT NO. 3 TO THE SOUTH LINE OF PRAIRIE STREET; THENCE WESTERLY, 574.54 FEET ALONG SAID SOUTH LINE TO A POINT THAT IS 560 FEET WEST OF THE NORTHEAST CORNER OF LOT 1 IN JOE KEIM'S RANDALL ROAD SUBDIVISION; THENCE SOUTHERLY, 447.4 FEET; THENCE SOUTHWESTERLY, 164.02 FEET; THENCE SOUTHEASTERLY, 9 FEET; THENCE SOUTHWESTERLY, 350 FEET TO THE NORTHERLY LINE OF LINCOLN HIGHWAY (ILLINOIS ROUTE 38); THENCE SOUTHEASTERLY ALONG SAID NORTHERLY LINE TO THE POINT OF BEGINNING, IN KANE COUNTY, ILLINOIS,

AND ALSO

THAT PART OF LINCOLN HIGHWAY (ILLINOIS ROUTE 38) AND PRAIRIE STREET LYING CONTIGUOUS TO THE ABOVE DESCRIBED PARCEL.

AND ALSO, THAT PART OF LOT 1 IN ST. CHARLES COMMERCIAL CENTER UNIT NO. FIVE AND PART OF LOT 25 IN COVINGTON COURT, BOTH BEING SUBDIVISIONS OF PART OF THE SOUTHWEST QUARTER OF SECTION 33, TOWNSHIP 40 NORTH, RANGE 8 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF ST. CHARLES COMMERCIAL CENTER UNIT NO. ONE; THENCE NORTH 32 DEGREES 36 MINUTES 11 SECONDS EAST (BEARINGS ASSUMED FOR DESCRIPTION PURPOSES), 43 FEET

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ALONG THE WEST LINE OF COVINGTON COURT; THENCE SOUTHEASTERLY, 30 FEET PERPENDICULAR TO THE LAST DESCRIBED COURSE TO THE SOUTHWEST CORNER OF LOT 4 IN COVINGTON COURT; THENCE SOUTH 83 DEGREES 41

MINUTES 19 SECONDS EAST, 170 FEET ALONG THE SOUTH LINE OF LOT 4 AND THE EXTENSION THEREOF TO THE WESTERLY LINE OF LOT 3 IN COVINGTON COURT; THENCE SOUTH 40 DEGREES 59 MINUTES 21 SECONDS WEST, 54.81 FEET ALONG SAID WESTERLY LINE TO THE WESTERLY MOST CORNER OF LOT 3; THENCE SOUTH 49 DEGREES 00 MINUTES 39 SECONDS EAST, 142 FEET ALONG THE SOUTHERLY LINE OF LOT 3 TO THE SOUTHERLY MOST CORNER THEREOF; THENCE NORTH 40 DEGREES 59 MINUTES 21 SECONDS EAST, 70 FEET ALONG THE EASTERLY LINE OF LOT 3 TO THE SOUTHWEST CORNER OF LOT 2 IN COVINGTON COURT; THENCE SOUTH 89 DEGREES 59 MINUTES 09 SECONDS EAST, 103 FEET ALONG THE SOUTH LINE OF LOT 2 AND THE EXTENSION THEREOF TO THE WEST LINE OF FOURTEENTH STREET; THENCE SOUTH 00 DEGREES 00 MINUTES 51 SECONDS WEST, 380.49 FEET ALONG SAID WEST LINE; THENCE SOUTH 89 DEGREES 59 MINUTES 04 SECONDS WEST, 188.60 FEET; THENCE NORTH 53 DEGREES 41 MINUTES 22 SECONDS WEST, 148.28 FEET TO THE WEST LINE OF LOT 1 IN ST. CHARLES COMMERCIAL CENTER UNIT NO. FIVE; THENCE NORTH 32 DEGREES 36 MINUTES 11 SECONDS EAST, 244.56 FEET ALONG SAID WEST LINE AND THE EXTENSION THEREOF TO THE NORTHEAST CORNER OF ST. CHARLES COMMERCIAL CENTER UNIT NO. ONE; THENCE NORTH 57 DEGREES 23 MINUTES 49 SECONDS WEST, 310 FEET ALONG THE NORTH LINE OF ST. CHARLES COMMERCIAL CENTER UNIT NO. ONE TO THE POINT OF BEGINNING, IN KANE COUNTY, ILLINOIS. AND ALSO, THAT PART OF FOURTEENTH STREET LYING CONTIGUOUS TO THE ABOVE DESCRIBED PARCEL.

(735 ILCS 5/7-103.129 new)

Sec. 7-103.129. Quick-take; City of Loves Park. Quick-take proceedings under Section 7-103 may be used for a period of 3 years after the effective date of this amendatory Act of the 91st General Assembly by the City of Loves Park for the acquisition of the following described parcels of property for the purpose of implementing a flood control plan (Loves Park Creek Project; Stage 1; Main Stem):

(1) Easement; Parcel 6 TE; Staging Area South. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the Northwesterly line of the Chicago and Northwestern Railway Company Right-of-Way, said point being the Northeast corner of Tract G, as designated upon the Plat of Larson's Industrial Tracts, being a subdivision of part of said Quarter (1/4) Section, the plat of which is recorded in Book 27 of Plats on Page 37 in the Recorder's Office of Winnebago County, Illinois; thence North 35 degrees 24 minutes 45 seconds East, along the Northwesterly line of said Railroad Company, a distance of 830.47 feet, to the point of beginning of the following described premises, to-wit: thence North 35 degrees 24 minutes 45 seconds East, along the Northwesterly line of said Railroad Company, a distance of 138.77 feet; thence North 2 degrees 21 minutes 30 seconds West, a distance of 276.08 feet; thence South 87 degrees 38 minutes 30 seconds West, a distance of 85.0 feet; thence South 2 degrees 21 minutes 30 seconds East, a distance of 385.78 feet to the point of beginning. Containing 28,129 Square Feet.

(2) Easement; Parcel 6 PE; Underground Pipe South. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the

Northwesterly line of the Chicago and Northwestern Railway Company Right-of-Way, said point being the Northeast corner of Tract G, as designated upon the Plat of Larson's Industrial Tracts, being a subdivision of part of said Quarter (1/4) Section, the plat of which is recorded in Book 27 of Plats on Page 37 in the Recorder's Office of Winnebago County, Illinois; thence North 35 degrees 24 minutes 45 seconds East, along the Northwesterly line of said Railroad Company, a distance of 691.70 feet, to the point of beginning of the following described premises, to-wit: thence North 35 degrees 24 minutes 45 seconds East, along the Northwesterly line of said Railroad Company, a distance of 138.77 feet; thence North 2 degrees 21 minutes 30 seconds West, a distance of 225.78 feet; thence South 87 degrees 38 minutes 30 seconds West, a distance of 85.0 feet; thence South 2 degrees 21 minutes 30 seconds East, a distance of 335.47 feet to the point of beginning. Containing 23,853 Square Feet.

(3) Parcel 6; New Outlet; South. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the Northwesterly line of the Chicago and Northwestern Railway Company Right-of-Way, said point being the Northeast corner of Tract G, as designated upon the Plat of Larson's Industrial Tracts, being a subdivision of part of said Quarter (1/4) Section, the plat of which is recorded in Book 27 of Plats on Page 37 in the Recorder's Office of Winnebago County, Illinois; thence North 35 degrees 24 minutes 45 seconds East, along the Northwesterly line of said Railroad Company, a distance of 691.70 feet; thence North 2 degrees 21 minutes 30 seconds West, a distance of 335.47 feet to the point of beginning of the following described premises, to-wit: thence North 2 degrees 21 minutes 30 seconds West, a distance of 160.0 feet; thence North 87 degrees 38 minutes 30 seconds East, a distance of 85.0 feet; thence South 2 degrees 21 minutes 30 seconds East, a distance of 160.0 feet; thence South 87 degrees 38 minutes 30 seconds West, a distance of 85.0 feet to the point of beginning. Containing 13,600 Square Feet or 0.31 Acres.

(4) Easement; Parcel 6 PE; Access Road. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the Northwesterly line of the Chicago and Northwestern Railway Company Right-of-Way, said point being the Northeast corner of Tract G, as designated upon the Plat of Larson's Industrial Tracts, being a subdivision of part of said Quarter (1/4) Section, the plat of which is recorded in Book 27 of Plats on Page 37 in the Recorder's Office of Winnebago County, Illinois; thence North 35 degrees 24 minutes 45 seconds East, along the Northwesterly line of said Railroad Company, a distance of 691.70 feet, to the point of beginning of the following described premises, to-wit: thence North 35 degrees 24 minutes 45 seconds

East, along the Northwesterly line of said Railroad Company, a distance of 32.65 feet; thence North 2 degrees 21 minutes 30 seconds West, a distance of 309.66 feet; thence South 87 degrees 38 minutes 30 seconds West, a distance of 20.0 feet; thence South 2 degrees 21 minutes 30 seconds East, a distance of 335.47 feet to the point of beginning. Containing 6,451 Square feet.

(5) Easement; Parcel 6 PE; Ponding Area. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township

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44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the North line of said Quarter (1/4) Section, which point bears North 89 degrees 25 minutes 23 seconds East, a distance of 1175.03 feet from the Northwest corner of said Quarter (1/4) Section; thence South 00 degrees 07 minutes 53 seconds West, parallel with the West line of said Quarter (1/4) Section, a distance of 186.17 feet to the point of beginning of the following described premises, to-wit: thence South 43 degrees 39 minutes 48 seconds East, a distance of 77.11 feet; thence North 75 degrees 47 minutes 37 seconds East, a distance of 126.20 feet; thence North 84 degrees 25 minutes East, a distance of 136.90 feet; thence South 60 degrees 49 minutes 58 seconds East, a distance of 71.50 feet; thence South 29 degrees 16 minutes 15 seconds West, a distance of 75.0 feet; thence South 60 degrees 49 minutes 58 seconds East, a distance of 169.98 feet; thence North 29 degrees 16 minutes 15 seconds East, a distance of 75.13 feet; thence South 60 degrees 49 minutes 58 seconds East, a distance of 45.50 feet; thence South 23 degrees 06 minutes 03 seconds East, a distance of 49.10 feet; thence South 13 degrees 54 minutes 38 seconds West, a distance of 76.90 feet; thence South 19 degrees 00 minutes 54 seconds West, a distance of 184.32 feet; thence South 49 degrees 53 minutes 33 seconds West, a distance of 67.11 feet; thence North 00 degrees 43 minutes 39 seconds West, a distance of 73.43 feet; thence South 89 degrees 16 minutes 21 seconds West, a distance of 85.0 feet; thence South 00 degrees 43 minutes 39 seconds East, a distance of 101.42 feet; thence South 83 degrees 47 minutes 06 seconds West, a distance of 63.29 feet; thence South 76 degrees 49 minutes 31 seconds West, a distance of 76.0 feet; thence North 86 degrees 24 minutes 46 seconds West, a distance of 130.10 feet; thence North 48 degrees 11 minutes 09 seconds West, a distance of 32.20 feet; thence North 79 degrees 43 minutes 34 seconds West, a distance of 110.90 feet; thence North 27 degrees 59 minutes 26 seconds West, a distance of 41.10 feet; thence South 86 degrees 54 minutes 37 seconds West, a distance of 68.60 feet; thence South 36 degrees 44 minutes 54 seconds West, a distance of 88.50 feet; thence South 63 degrees 21 minutes West, a distance of 63.30 feet; thence North 61 degrees 00 minutes 05 seconds West, a distance of 87.70 feet; thence North 42 degrees 02 minutes 41 seconds West, a distance of 146.60 feet; thence North 18 degrees 01 minutes 02 seconds West, a distance of 58.50 feet; thence North 32 degrees 35 minutes 58

seconds East a distance of 239.70 feet; thence North 19 degrees 12 minutes 31 seconds East, a distance of 111.20 feet; thence North 31 degrees 49 minutes 46 seconds East, a distance of 55.3 feet; thence North 69 degrees 10 minutes East, a distance of 71.1 feet; thence South 86 degrees 33 minutes 51 seconds East, a distance of 57.0 feet; thence South 86 degrees 08 minutes 24 seconds East, a distance of 87.9 feet; thence South 43 degrees 39 minutes 48 seconds East, a distance of 24.59 feet to the point of beginning. Containing 407,788 Square Feet or 9.3615 Acres.

(6) Easement; Parcel 6 FEE. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the North line of said Quarter (1/4) Section, which point bears North 89 degrees 25 minutes 23 seconds East, a distance of 1175.03 feet from the Northwest corner of said Quarter (1/4) Section; thence South 00 degrees 07 minutes 53 seconds West, parallel with the West line of said Quarter (1/4) Section, a distance of 33.0 feet

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to the South line of Windsor Road; thence North 89 degrees 25 minutes 23 seconds East, along the South line of said Windsor Road, a distance of 345.0 feet to an angle point in said line; thence South 85 degrees 43 minutes 07 seconds East, along a South line of said Windsor Road, a distance of 99.48 feet to the point of beginning of the following described premises, to-wit; thence South 85 degrees 43 minutes 07 seconds East, along the South line of said Windsor Road, a distance of 101.24 feet; thence North 89 degrees 25 minutes 23 seconds East, along the South line of said Windsor Road, a distance of 64.15 feet; thence South 00 degrees 43 minutes 34 seconds East, a distance of 113.80 feet; thence South 29 degrees 16 minutes 15 seconds West, a distance of 255.78 feet; thence North 60 degrees 49 minutes 58 seconds West, a distance of 169.98 feet; thence North 29 degrees 16 minutes 15 seconds East, a distance of 220.50 feet; thence North 00 degrees 43 minutes 34 seconds West, a distance of 68.64 feet to the point of beginning. Containing 55,256 Square Feet.

(7) Easement; Parcel 6 TE; Staging Area West. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the North line of said Quarter (1/4) Section, which point bears North 89 degrees 25 minutes 23 seconds East, a distance of 1175.03 feet from the Northwest corner of said Quarter (1/4) Section; thence South 00 degrees 07 minutes 53 seconds West, parallel with the West line of said Quarter (1/4) Section, a distance of 33.0 feet to the South line of Windsor Road; thence North 89 degrees 25 minutes 23 seconds East, along the South line of said Windsor Road, a distance of 345.0 feet to an angle point in said line; thence South 85 degrees 43 minutes 07 seconds East, along a South line of said Windsor Road, a distance of 29.21 feet to the point of beginning of the following described premises, to-wit: thence

South 85 degrees 43 minutes 07 seconds East, along the South line of said Windsor Road, a distance of 70.27 feet; thence South 00 degrees 43 minutes 34 seconds East, a distance of 68.64 feet; thence South 29 degrees 16 minutes 15 seconds West, a distance of 140.02 feet; thence North 00 degrees 43 minutes 34 seconds West, a distance of 196.04 feet to the point of beginning. Containing 9,264 Square Feet.

(8) Easement; Parcel 6 TE; Staging Area East. Legal description:

Part of the Northwest Quarter (1/4) of Section 5, Township 44 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the North line of said Quarter (1/4) Section, which point bears North 89 degrees 25 minutes 23 seconds East, a distance of 1175.03 feet from the Northwest corner of said Quarter (1/4) Section; thence South 00 degrees 07 minutes 53 seconds West, parallel with the West line of said Quarter (1/4) Section, a distance of 33.0 feet to the South line of Windsor Road; thence North 89 degrees 25 minutes 23 seconds East, along the South line of said Windsor Road, a distance of 345.0 feet to an angle point in said line; thence South 85 degrees 43 minutes 07 seconds East, along a South line of said Windsor Road, a distance of 200.72 feet; thence North 89 degrees 25 minutes 23 seconds East, along the South line of said Windsor Road, a distance of 64.15 feet to the point of beginning of the following described premises, to-wit: thence North 89 degrees 25 minutes 23 seconds East, along the South line of said Windsor Road, a distance of 40.0 feet; thence South 00

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degrees 43 minutes 34 seconds East, a distance of 120.0 feet; thence South 89 degrees 25 minutes 23 seconds West a distance of 40.0 feet; thence South 00 degrees 43 minutes 34 seconds East, a distance of 158.80 feet; thence South 89 degrees 16 minutes 26 seconds West, a distance of 75.45 feet, thence North 60 degrees 49 minutes 58 seconds West, a distance of 17.15 feet; thence North 29 degrees 16 minutes 15 seconds East, a distance of 180.65 feet; thence North 00 degrees 43 minutes 34 seconds West, a distance of 113.80 feet to the point of beginning. Containing 12,574 Square Feet or 0.289 Acres.

(9) Easement; Parcel 53 FEE. Legal description:

Part of Lot Thirteen (13), as designated upon the Plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the Plat of which subdivision is recorded in Book 37 of Plats on Page 91B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Beginning at the Southeast corner of said Lot: thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot, a distance of 39.42 feet to an angle point in said line; thence South 84 degrees 33 minutes 53 seconds West, along the South line of said Lot, a distance of 32.11 feet; thence North 00 degrees 34 minutes 37 seconds West, parallel with the West line of said Lot, a distance 225.72 feet

to the North line of said Lot; thence North 89 degrees 25 minutes 23 seconds East, along the North line of said Lot, a distance of 73.40 feet to the Northeast corner of said Lot; thence South 00 degrees 04 minutes 08 seconds East, along the East line of said Lot, a distance of 223.01 feet to the point of beginning. Containing 16,191 Square Feet.

(10) Easement; Parcel 54 FEE. Legal description:

Part of Lots Twelve (12) and Thirteen (13), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Beginning at a point on the North line of said Lot Twelve (12), which point bears South 89 degrees 25 minutes 23 seconds West, a distance of 135.70 feet from the Northeast corner of said Lot; thence South 30 degrees 43 minutes 45 seconds East, a distance of 105.52 feet; thence South 34 degrees 21 minutes 03 seconds East, a distance of 117.30 feet; thence South 27 degrees 00 minutes 37 seconds East, a distance of 34.90 feet to the Southeast corner of said Lot Twelve (12); thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot Twelve (12), a distance of 73.40 feet; thence South 00 degrees 34 minutes 37 seconds East, a distance of 225.72 feet to the South line of said Lot Thirteen (13); thence South 84 degrees 33 minutes 53 seconds West, along the South line of said Lot Thirteen (13), a distance of 66.33 feet; thence North 00 degrees 43 minutes 34 seconds West, a distance of 147.30 feet; thence North 7 degrees 14 minutes 19 seconds East, a distance of 117.0 feet; thence North 12 degrees 14 minutes 53 seconds West, a distance of 82.10 feet; thence North 30 degrees 43 minutes 45 seconds West, a distance of 124.57 feet to the North line of said Lot Twelve (12); thence North 89 degrees 25 minutes 23 seconds East along the North line of said Lot Twelve (12), a distance of 69.39 feet to the point of beginning. Containing 33,126 Square Feet.

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(11) Easement; Parcel 54 TE; Staging Area West. Legal description:

Part of Lots Twelve (12) and Thirteen (13), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Commencing at the Southeast corner of said Lot Thirteen (13); thence South 89 degrees 25 minutes 23 seconds West, along the South line of said lot, a distance of 39.42 feet to an angle point in said line; thence South 84 degrees 33 minutes 53 seconds West, along the South line of said Lot Thirteen (13), a distance of 98.44 feet to the point of beginning of the following described premises, to-wit: thence

South 84 degrees 33 minutes 53 seconds West, along the South line of said Lot, a distance of 25.09 feet; thence North 00 degrees 43 minutes 34 seconds West, a distance of 388.66 feet; thence South 30 degrees 43 minutes 45 seconds East, a distance of 49.63 feet; thence South 12 degrees 14 minutes 53 seconds East, a distance of 82.10 feet; thence South 7 degrees 14 minutes 19 seconds West, a distance of 117.0 feet; thence South 00 degrees 43 minutes 34 seconds East, a distance of 147.30 feet to the point of beginning. Containing 10,735 Square Feet.

(12) Easement; Parcel 54 PE; Ponding Area West. Legal description:

Part of Lot Twelve (12), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Commencing at the Northeast corner of said Lot Twelve (12); thence South 89 degrees 25 minutes 23 seconds West, along the North line of said Lot Twelve (12), a distance of 205.09 feet to the point of beginning of the following described premises, to-wit: Thence South 30 degrees 43 minutes 45 seconds East, a distance of 124.57 feet; thence South 12 degrees 14 minutes 53 seconds East, a distance of 82.1 feet; thence South 7 degrees 14 minutes 19 seconds West, a distance of 32.18 feet to the South line of said Lot Twelve (12); thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot Twelve (12), a distance of 201.13 feet; thence North 10 degrees 43 minutes 43 seconds West, a distance of 223.50 feet, to the North line of said Lot Twelve (12); thence North 89 degrees 25 minutes 23 seconds East, along the North line of said Lot Twelve (12), a distance of 165.72 feet to the point of beginning. Containing 43,649 Square Feet.

(13) Easement; Parcel 54 PE; Ponding Area East. Legal description:

Part of Lot Twelve (12), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of plats on page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to wit: Beginning at the Northeast corner of said Lot Twelve (12); thence South 00 degrees 04 minutes 08 seconds East, along the East line of said Lot Twelve (12), a distance of 220.01 feet to the Southeast corner of said Lot;

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thence North 27 degrees 00 minutes 37 seconds West, a distance of 34.90 feet; thence North 34 degrees 21 minutes 03 seconds West, a distance of 117.30 feet; thence North 30 degrees 43 minutes 45 seconds West, a distance of 105.52 feet to the North line of said Lot Twelve (12); thence North 89 degrees 25 minutes 23 seconds East, along the North line of said Lot Twelve (12), a distance of

135.70 feet to the point of beginning. Containing 14,938 Square Feet.

(14) Easement; Parcel 54 TE; Staging Area East. Legal description:

Part of Lot Twelve (12), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Beginning at the Northeast corner of said Lot; thence South 00 degrees 04 minutes 08 seconds East, along the East line of said lot, a distance of 220.01 feet to the Southeast corner of said Lot; thence North 27 degrees 00 minutes 37 seconds West, a distance of 34.90 feet; thence North 34 degrees 21 minutes 03 seconds West, a distance of 117.30 feet; thence North 30 degrees 43 minutes 45 seconds West, a distance of 105.52 feet to the North line of the said Lot; thence North 89 degrees 25 minutes 23 seconds East, along the North line of said Lot, a distance of 135.70 feet to the point of beginning. Containing 14,938 Square Feet.

(15) Easement; Parcel 55 FEE. Legal description:

Part of Lot Eleven (11), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on Page 91B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Commencing at the Southeast corner of said Lot; thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot, a distance of 135.70 feet to the point of beginning of the following described premises, to-wit: thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot, a distance of 69.39 feet; thence North 30 degrees 43 minutes 45 seconds West, a distance of 60.73 feet; thence North 59 degrees 16 minutes 15 seconds East, a distance of 60.0 feet; thence South 30 degrees 43 minutes 45 seconds East, a distance of 95.58 feet to the point of beginning. containing 4,689 Square Feet.

(16) Easement; Parcel 55 TE; Staging Area. Legal description:

Part of Lot Eleven (11), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to wit: Beginning at the Northeast corner of said Lot; thence South 00 degrees 04 minutes 08 seconds East, along the East line of said lot, a distance of 95.0 feet to the Southeast corner of said Lot; thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot, a distance of 135.70 feet; thence North 30 degrees 43 minutes 45 seconds West, a distance of 95.58 feet; thence North 59 degrees 16 minutes 15

seconds East, a distance of 24.59 feet to the North line of said Lot; thence North 89 degrees 25 minutes 23 seconds East, along the North line of said Lot, a distance of 163.29 feet to the point of beginning. Containing 15,377 Square Feet.

(17) Easement; Parcel 55 PE; Ponding Area. Legal description:

Part of Lots Nine (9), Ten (10) and Eleven (11), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to wit: Beginning at the Northeast corner of said Lot Nine (9); thence South 00 degrees 04 minutes 08 seconds East, along the East line of said lots Nine (9), Ten (10) and Eleven (11), a distance of 471.17 feet to the Southeast corner of said Lot Eleven (11); thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot Eleven (11), a distance of 370.81 feet; thence North 10 degrees 43 minutes 43 seconds West, a distance of 75.60 feet; thence North 27 degrees 47 minutes 23 seconds East, a distance of 456.20 feet; thence North 29 degrees 45 minutes 00 seconds East, a distance of 5.62 feet to the North line of said Lot Nine (9); thence South 57 degrees 48 minutes 21 seconds East, along the North line of said Lot Nine (9), a distance of 17.62 feet to an angle point in said line; thence North 89 degrees 25 minutes 23 seconds East, along the North line of said Lot Nine (9), a distance of 153.91 feet to the point of beginning. Containing 139,078 Square Feet or 3.19 Acres.

(18) Easement, Parcel 56 PE; Ponding Area. Legal description:

Part of Lot Eight (8), as designated upon the plat of Windsor Lake Subdivision, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to wit: Beginning at the Southeast corner of said Lot; thence South 89 degrees 25 minutes 23 seconds West, along the South line of said Lot, a distance of 153.91 feet to an angle point in said line; thence North 57 degrees 48 minutes 21 seconds West, along a South line of said Lot, a distance of 17.62 feet; thence North 29 degrees 45 minutes East, a distance of 168.48 feet; thence North 8 degrees 25 minutes 15 seconds East, a distance of 228.2 feet; thence North 12 degrees 08 minutes 28 seconds East, a distance of 362.9 feet; thence North 49 degrees 04 minutes 57 seconds East, a distance of 98.59 feet to the East line of said Lot; thence South 00 degrees 04 minutes 08 seconds East, along the East line of said Lot, a distance of 386.10 feet; thence South 89 degrees 23 minutes 43 seconds West, along a South line of said Lot, a distance of 100.0 feet; thence South 00 degrees 04 minutes 08 seconds East, along the East line of said Lot, a distance of 412.06 feet to the point of beginning. Containing 74,560 Square Feet.

(19) Easement; Parcel 57 TE; Staging Area East. Legal description:

Part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to wit: Commencing at the Southeast corner of Lot One (1), as designated upon Plat No. 1 of Cooling

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Subdivision, being a subdivision of part of said Quarter (1/4) Section, the Plat of which subdivision is recorded in Book 40 of Plats on Page 128 A in the Recorder's Office of Winnebago County, Illinois; thence North 00 degrees 00 minutes 16 seconds East, along the East line of said Lot One (1) a distance of 80.0 feet; thence North 89 degrees 59 minutes 44 seconds West, parallel with the South line of said Lot One (1), a distance of 200.01 feet to the point of beginning of the following described premises, to wit: thence North 89 degrees 59 minutes 44 seconds West, a distance of 139.99 feet; thence South 00 degrees 00 minutes 16 seconds West, a distance of 100.0 feet; thence South 89 degrees 59 minutes 44 seconds East, a distance of 139.99 feet; thence North 00 degrees 00 minutes 16 seconds East, a distance of 100.0 feet to the point of beginning. Containing 13,999 Square Feet.

(20) Easement; Parcel 57 TE; Staging Area West. Legal description:

Part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to wit: Beginning at the Northeast corner of Lot Eleven (11), as designated upon the Plat of Windsor Lake Subdivision, being subdivision of part of said Quarter (1/4) Section, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois; thence South 00 degrees 04 minutes 08 seconds East, along the East line of said Plat of Windsor Lake Subdivision, a distance of 328.01 feet; thence South 89 degrees 53 minutes 23 seconds East, a distance of 22.0 feet; thence North 00 degrees 04 minutes 08 seconds West, parallel with the East line of said Plat of Windsor Lake Subdivision, a distance of 328.27 feet; thence South 89 degrees 25 minutes 23 seconds West, a distance of 22.0 feet to the point of beginning. Containing 7,219 Square Feet.

(21) Easement; Parcel 57 PE; Ponding Area. Legal description:

Part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Beginning at the Southeast corner of Lot Ten (10), as designated upon the Plat of Windsor Lake Subdivision, being a subdivision of part of said Quarter (1/4) Section, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois; thence North 00 degrees 04 minutes 08 seconds West, along the East line of said Plat, a distance of 788.23 feet; thence North 89 degrees 23 minutes 43 seconds East, along a South line of said Plat, a distance of 100.0 feet; thence North 00 degrees 04 minutes 08 seconds West, along the East line of

said Plat, a distance of 386.10 feet; thence North 49 degrees 04 minutes 57 seconds East, a distance of 20.61 feet; thence South 85 degrees 51 minutes 44 seconds East, a distance of 100.10 feet; thence North 69 degrees 24 minutes 08 seconds East, a distance of 117.90 feet; thence South 89 degrees 22 minutes 15 seconds East, a distance of 39.80 feet; thence North 71 degrees 46 minutes 24 seconds East, a distance of 46.20 feet; thence North 46 degrees 30 minutes 21 seconds East, a distance of 49.30 feet; thence North 61 degrees 49 minutes 32 seconds East, a distance of 68.0 feet; thence North 51 degrees 32 minutes 34 seconds East, a distance of 131.70 feet; thence North 44 degrees 02 minutes 58 seconds East, a distance of 41.0 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 54.38 feet; thence North 44 degrees 30 minutes 34 seconds East, a distance of 88.0 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of

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51.42 feet; thence North 54 degrees 03 minutes 36 seconds East, a distance of 139.31 feet; thence South 43 degrees 46 minutes 13 seconds East, a distance of 72.50 feet; thence South 23 degrees 58 minutes 30 seconds East, a distance of 102.40 feet; thence South 14 degrees 33 minutes 35 seconds East, a distance of 31.71 feet to the West line of premises conveyed by Amcore Bank N.A., Rockford as Trustee of Trust Number 73-5629 to Windsor Lake Shore Development Co., Inc. by Deed recorded as Micro-file No. 94-0026204 in said Recorder's Office of Winnebago County, Illinois; Thence South 00 degrees 00 minutes 16 seconds West, along the West line of aforesaid premises, so conveyed, a distance of 610.35 feet; thence South 12 degrees 51 minutes 47 seconds West, a distance of 0.91 feet; thence South 3 degrees 49 minutes 15 seconds West, a distance of 239.40 feet; thence South 6 degrees 49 minutes 12 seconds West, a distance of 175.73 feet; thence North 89 degrees 59 minutes 44 seconds West, a distance of 103.0 feet; thence South 00 degrees 00 minutes 16 seconds West, a distance of 150.0 feet; thence South 89 degrees 59 minutes 44 seconds East, a distance of 85.07 feet; thence South 6 degrees 49 minutes 12 seconds West, a distance of 29.7 feet; thence South 14 degrees 11 minutes 20 seconds West, a distance of 179.60 feet to the Westerly line of aforesaid premises conveyed by Deed recorded in Micro-file No. 94-0026204 in said Recorder's Office of Winnebago County, Illinois; thence South 39 degrees 08 minutes 23 seconds West, a distance of 267.87 feet; thence South 70 degrees 58 minutes 44 seconds West, a distance of 285.81 feet; thence North 89 degrees 53 minutes 23 seconds West, a distance of 347.50 feet to a point 22.0 feet East of the East line of said plat of Windsor Lake Subdivision; thence North 00 degrees 04 minutes 08 seconds West, parallel with the East line of said Plat of Windsor Lake Subdivision, a distance of 298.27 feet; thence South 89 degrees 25 minutes 23 seconds West, a distance of 22.0 feet to the point of beginning. Containing 1,303,258 Square Feet or 29.92 Acres.

(22) Easement; Parcel 57 FEE. Legal description:
Part of the Southwest Quarter (1/4) of Section 32, Township

45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Northeast corner of Lot One (1), as designated upon Plat No. 1 of Lake Shore Drive, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 40 of Plats of Page 112 A in the Recorder's Office of Winnebago County, Illinois; thence North 89 degrees 59 minutes 44 seconds West, along the North line of said Lot One (1), a distance of 199.45 feet to the Northwest corner of said Lot One (1); thence South 5 degrees 30 minutes 06 seconds West, along the West line of said Lot One (1), a distance of 5.89 feet; to the point of beginning of the following described premises, to-wit: thence South 5 degrees 30 minutes 06 seconds West, along the West line of said Lot One (1), a distance of 14.20 feet; thence North 89 degrees 59 minutes 44 seconds West, a distance of 138.63 feet; thence North 00 degrees 00 minutes 16 seconds East, a distance of 150.0 feet; thence South 89 degrees 59 minutes 44 seconds East, a distance of 139.99 feet; thence South 00 degrees 00 minutes 16 seconds West, a distance of 135.87 feet to the point of beginning. Containing 20,989 Square Feet.

(23) Parcel 58; Outlet. Legal description:

Part of Lot One (1), as designated upon Plat No. 1 of Lake Shore Drive, being a subdivision of part of the Southwest Quarter

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(1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 40 of Plats on Page 112 A in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Beginning at the Northeast corner of said Lot One (1), thence North 89 degrees 59 minutes 44 seconds West, along the North Line of said Lot One (1), a distance of 199.45 feet to the Northwest corner of said Lot One (1); thence South 5 degrees 30 minutes 06 seconds West, along the West line of said Lot One (1), a distance of 20.09 feet; thence South 89 degrees 59 minutes 44 seconds East, parallel with the North line of said Lot One (1), a distance of 201.37 feet to the East line of said Lot One (1); thence North 00 degrees 00 minutes 16 seconds East, along the East line of said Lot One (1), a distance of 20.0 feet to the point of beginning. Containing 4,008 Square Feet.

(24) Easement; Parcel 59 PE; Ponding Area North. Legal description:

Part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to wit: Beginning at the Northwest corner of Lot Six (6), as designated upon Plat No. 1 of Cooling Subdivision, being a subdivision of part of said Quarter (1/4) Section, the Plat of which subdivision is recorded in Book 40 of Plats on Page 128 A in said Recorder's Office of Winnebago County, Illinois; thence South 00 degrees 00 minutes 16 seconds West, along the West line of said Lot Six (6), a distance of 90.0 feet to the Southwest corner of said Lot; thence South 12 degrees

51 minutes 47 seconds West, a distance of 67.45 feet to the Westerly line of premises conveyed by Amcore Bank N.A., Rockford, as Trustee of Trust No. 73-5629 to Windsor Lake Shore Development Co., Inc. by Deed recorded in Micro-file No. 94-0026204 in said Recorder's Office of Winnebago County, Illinois, thence North 00 degrees 00 minutes 16 seconds East, along the West line of aforesaid premises, so conveyed, a distance of 610.35 feet; thence South 14 degrees 33 minutes 35 seconds East, a distance of 79.89 feet; thence South 11 degrees 36 minutes 03 seconds West, a distance of 42.80 feet; thence South 2 degrees 09 minutes 32 seconds West, a distance of 178.50 feet; thence South 3 degrees 43 minutes 35 seconds East, a distance of 157.3 feet to the point of beginning. Containing 6,286 Square Feet.

(25) Easement; Parcel 60 PE; Ponding Area South. Legal description:

Part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at a point on the East line of the Plat of Windsor Lake Subdivision, being a subdivision of part of said Quarter (1/4) Section, the plat of which subdivision is recorded in Book 37 of Plats on Page 91 B in the Recorder's Office of Winnebago County, Illinois, which point bears North 00 degrees 04 minutes 08 seconds West, a distance of 240.01 feet from the Southeast corner of said plat; thence South 89 degrees 53 minutes 23 seconds East, a distance of 369.5 feet; thence North 70 degrees 58 minutes 44 seconds East, a distance of 285.81 feet to the Southwesterly line of premises conveyed by Amcore Bank N.A., Rockford, as Trustee of Trust No. 73-5629 to Windsor Lake Shore Development Co, Inc. by Deed recorded as Micro-file No. 94-0026204 in said Recorder's Office of Winnebago County, Illinois, said point being the point of beginning of the following described premises, to-wit: thence North 39 degrees 08 minutes 23 seconds East, along the Southwesterly line of

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aforesaid premises, so conveyed, a distance of 267.87 feet; thence South 14 degrees 11 minutes 20 seconds West, a distance of 39.50 feet; thence South 40 degrees 55 minutes 43 seconds West, a distance of 216.20 feet; thence South 70 degrees 58 minutes 44 seconds West, a distance of 18.79 feet to the point of beginning. Containing 3,249 Square Feet.

(26) Parcel 61; Interconnecting Pipes. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet; thence South 89 degrees 23 minutes 36 seconds West, a distance of 250.01 feet; thence South 00 degrees 00 minutes 07 seconds West, a distance of 80.0 feet; thence South 43 degrees 59 minutes 53 seconds West, a distance of 313.87 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of 40.95 feet

to the point of beginning of the following described premises, to-wit: thence North 45 degrees 29 minutes 26 seconds West, a distance of 77.95 feet; thence South 44 degrees 30 minutes 34 seconds West, a distance of 88.0 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 76.15 feet; thence North 45 degrees 40 minutes 42 seconds East, a distance of 88.02 feet to the point of beginning. Containing 6,780 Square Feet.

(27) Easement; Parcel 61 TE; Access Road. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 261.38 feet; thence South 89 degrees 23 minutes 36 seconds West, a distance of 50.0 feet to the point of beginning of the following described premises, to-wit: thence South 89 degrees 23 minutes 36 seconds West, a distance of 393.31 feet; thence South 24 degrees 29 minutes 47 seconds West, a distance of 264.16 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 77.95 feet; thence North 45 degrees 40 minutes 42 seconds East, a distance of 149.05 feet; thence North 30 degrees 14 minutes 46 seconds East, a distance of 199.7 feet; thence North 89 degrees 23 minutes 36 seconds East, a distance of 240.01 feet to the West line of Alpine Road; thence North 00 degree 00 minutes 07 seconds East, along the West line of said Alpine Road, a distance of 20.0 feet to the point of beginning. Containing 43,076 Square Feet.

(28) Easement; Parcel 61 PE; Ponding Area. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South 89 degrees 23 minutes 36 seconds West, along the South line of the Northwest Quarter (1/4) of said Section 32, a distance of 358.92 feet to the point of beginning of the following described premises, to-wit: thence south 00 degrees 55 minutes 09 seconds East, a distance of 261.6 feet; thence South 10 degrees 38 minutes 36 seconds West, a distance of 109.2 feet; thence South 61 degrees 27 minutes 56 seconds West, a distance of 62.6 feet; thence South 25 degrees 45 minutes 09 seconds West, a distance of

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35.9 feet; thence South 31 degrees 54 minutes 54 seconds West, a distance of 129.39 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of 54.63 feet; thence South 44 degrees 30 minutes 34 seconds West, a distance of 88.0 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 54.42 feet; thence South 53 degrees 46 minutes 42 seconds West, a distance of 164.13 feet; thence North 82 degrees 27 minutes 21 seconds West, a distance of 78.1 feet; thence North 35 degrees 55 minutes 40 seconds West, a distance of 47.2 feet; thence North 18 degrees 02

minutes 06 seconds West, a distance of 58.2 feet; thence North 5 degrees 20 minutes 02 seconds East, a distance of 197.6 feet; thence North 33 degrees 24 minutes 34 seconds West, a distance of 57.9 feet; thence North 21 degrees 09 minutes 25 seconds West, a distance of 98.7 feet; thence North 00 degrees 54 minutes 12 seconds West, a distance of 171.6 feet; thence North 24 degrees 48 minutes 09 seconds West, a distance of 212.31 feet; thence North 01 degrees 30 minutes 25 seconds East, a distance of 380.90 feet; thence South 89 degrees 26 minutes 29 seconds East, a distance of 218.40 feet; thence North 39 degrees 10 minutes 16 seconds East, a distance of 42.20 feet; thence North 63 degrees 00 minutes 43 seconds East, a distance of 37.10 feet; thence North 82 degrees 16 minutes 32 seconds East, a distance of 144.90 feet; thence South 89 degrees 16 minutes 38 seconds East, a distance of 191.20 feet; thence South 50 degrees 25 minutes 27 seconds East, a distance of 113.0 feet; thence South 33 degrees 51 minutes 36 seconds East, a distance of 206.6 feet; thence South 12 degrees 54 minutes 34 seconds West, a distance of 226.10 feet; thence South 68 degrees 18 minutes 24 seconds West, a distance of 174.0 feet; thence South 00 degrees 55 minutes 09 seconds East, a distance of 21.70 feet to the point of beginning. Containing 674,672 Square Feet or 15.49 Acres.

(29) Easement; Parcel 61 TE; Access Road North. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the third Principal Meridian, bounded and described as follows, to-wit: Commencing on the East line of the Plat of Tom Jones, Realtor, Subdivision of the Larson Farm, the Plat of which subdivision is recorded in Book 27 of Plats on Page 115 in the Recorder's Office of Winnebago County, Illinois, at a point 720.0 feet South of the Northeast corner of said Plat, said point being on the centerline of Mars Avenue as designated upon said Plat; thence North 89 degrees 23 minutes 43 seconds East, parallel with the North line of the South Half (1/2) of the Northwest Quarter (1/4) of said Section, a distance of 436.0 feet; thence 78 degrees 50 minutes 51 seconds East, a distance of 81.52 feet to the point of beginning of the following described premises, to-wit: thence North 00 degrees 03 minutes 58 seconds West, a distance of 334.4 feet; thence North 31 degrees 16 minutes 02 seconds East, a distance of 62.1 feet; thence North 67 degrees 02 minutes 52 seconds East, a distance of 89.15 feet to the curved Southerly line of Maple Avenue, as designated upon the Plat of Harlem School Subdivision, the Plat of which subdivision is recorded in Book 27 of Plats on Page 66 in said Recorder's Office of Winnebago County, Illinois; thence Southeasterly, along the curved Southerly line of said Maple Avenue, being along a circular curve to the left, having a radius of 266.0 feet, to a point (the chord across said curved course bears South 15 degrees 30 minutes 54 seconds East, a distance of 25.50 feet); thence South 67 degrees 02 minutes 52 seconds West, a distance of 77.09 feet; thence South 31 degrees 16 minutes 02 seconds West, a

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distance of 47.02 feet; thence South 00 degrees 03 minutes 58 seconds East, a distance of 322.49 feet; thence South 78 degrees 50 minutes 51 seconds West, a distance of 25.48 feet to the point of beginning. Containing 11,831 Square Feet or 0.2716 Acres.

(30) Easement; Parcel 61 TE; Staging Area West. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet; thence South 89 degrees 23 minutes 36 seconds West, a distance of 250.01 feet; thence South 00 degrees 00 minutes 07 seconds West, a distance of 80.0 feet; thence South 43 degrees 59 minutes 53 seconds West, a distance of 313.87 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 59.1 feet; thence South 44 degrees 30 minutes 34 seconds West, a distance of 88.0 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of 101.85 feet to the point of beginning of the following described premises, to-wit: thence North 45 degrees 29 minutes 26 seconds West, a distance 21.15 feet; thence South 50 degrees 13 minutes 13 seconds West, a distance of 100.0 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 29.07 feet; thence North 45 degrees 40 minutes 42 seconds East, a distance of 99.52 feet to the point of beginning. Containing 2,499 Square Feet.

(31) Easement; Parcel 61 TE; Excavation Area. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing on the East line of the Plat of Tom Jones, Realtor, Subdivision of the Larson Farm, the Plat of which subdivision is recorded in Book 27 of Plats on Page 115 in the Recorder's office of Winnebago County, Illinois, at a point 720.0 feet South of the Northeast corner of said Plat, said point being on the centerline of Mars Avenue as designated upon said Plat; thence North 89 degrees 23 minutes 43 seconds East, parallel with North line of the South Half (1/2) of the Northwest Quarter (1/4) of said Section, a distance of 326.0 feet to the point of beginning of the following described premises, to-wit: thence North 89 degrees 23 minutes 43 seconds East, parallel with the North line of the South Half (1/2) of the Northwest Quarter (1/4) of said Section, a distance of 110.0 feet; thence North 78 degrees 50 minutes 51 seconds East, a distance of 185.28 feet; thence South 27 degrees 03 minutes 10 seconds East, a distance of 125.0 feet; thence South 16 degrees 36 minutes 50 seconds West, a distance of 524.0 feet; thence South 89 degrees 06 minutes 50 seconds West, a distance of 215.0 feet; thence North 1 degree 35 minutes 50 seconds East, a distance of 580.0 feet to the point of beginning. Containing 170,814 Square Feet or 3.92 Acres.

(32) Easement; Parcel 61 TE; Staging Area East. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South

00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet: thence South 89 degrees 23 minutes 36 seconds West, a

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distance of 250.01 feet to the point of beginning of the following described premises, to-wit: thence South 89 degrees 23 minutes 36 seconds West, a distance of 40.0 feet; thence South 30 degrees 14 minutes 46 seconds West, a distance of 199.70 feet; thence North 45 degrees 40 minutes 42 seconds East, a distance of 196.51 feet; thence North 00 degrees 00 minutes 07 seconds East, a distance of 35.64 feet to the point of beginning. Containing 5,934 Square Feet.

(33) Easement; Parcel 63 TE; Access Road. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet: thence South 89 degrees 23 minutes 36 seconds West, a distance of 290.01 feet; thence South 30 degrees 14 minutes 46 seconds West, a distance of 199.70 feet to the point of beginning of the following described premises, to-wit: thence South 45 degrees 40 minutes 42 seconds West, a distance of 149.05 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 18.05 feet; thence North 44 degrees 30 minutes 34 seconds East, a distance of 90.0 feet; thence North 30 degrees 14 minutes 46 seconds East, a distance of 60.9 feet to the point of beginning. Containing 2020 Square Feet.

(34) Easement; Parcel 63 TE; Staging Area East. Legal description:

Part of the West Half of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32: thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet: thence south 89 degrees 23 minutes 36 seconds West, a distance of 250.01 feet; thence South 00 degrees 00 minutes 07 seconds West, a distance of 35.64 feet to the point of beginning of the following premises, to-wit: thence South 00 degrees 00 minutes 07 seconds West, a distance of 44.36 feet: thence South 43 degrees 59 minutes 53 seconds West, a distance of 313.87 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of 22.9 feet; thence North 44 degrees 30 minutes 34 East, a distance of 90.0 feet; thence North 30 degrees 14 minutes 46 seconds East, a distance of 60.9 feet; thence North 45 degrees 40 minutes 42 seconds East, a distance of 196.51 feet to the point of beginning. Containing 9,889 Square Feet.

(35) Easement; Parcel 63 TE; Staging Area West. Legal description:

Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32: thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet; thence South 89 degrees 23 minutes 36 seconds West, a distance of 250.01 feet; thence South 00 degrees 00 minutes 07 seconds West, a distance of 80.0 feet; thence South 43 degrees 59 minutes 53 seconds West, a distance of 313.87 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 59.1 feet; thence South 44 degrees 30 minutes 34 seconds West, a distance of

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88.0 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of 48.0 feet to the point of beginning of the following described premises, to-wit: thence North 45 degrees 29 minutes 26 seconds West, a distance of 53.85 feet; thence South 45 degrees 40 minutes 42 seconds West, a distance of 99.52 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 45.93 feet; thence North 50 degrees 13 minutes 13 seconds East, a distance of 100.0 feet to the point of beginning. Containing 4,964 Square Feet.

(36) Easement; Parcel 64 FEE. Legal description:

Part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Beginning at the Northeast corner of Lot One (1), as designated upon Plat No. 1 of Lake Shore Drive, being a subdivision of part of the Southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, the plat of which subdivision is recorded in Book 40 of Plats on Page 112 A in the Recorder's Office of Winnebago County, Illinois; thence North 89 degrees 59 minutes 44 seconds West, along the North line of said Lot One (1), a distance of 199.45 feet to the Northwest corner of said Lot One (1); thence South 5 degrees 30 minutes 06 seconds West, along the West line of said Lot One a distance of 5.89 feet; thence North 00 degrees 00 minutes 16 seconds East, a distance of 135.87 feet; thence South 89 degrees 59 minutes 44 seconds East, a distance of 200.01 feet to the West line of Alpine Road; thence South 00 degrees 00 minutes 16 seconds West, along the West line of said Alpine Road, a distance of 130.0 feet to the point of beginning. Containing 26,003 Square feet.

(37) Easement; Parcel 64 TE; Staging Area East. Legal description:

Part of the southwest Quarter (1/4) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, and part of Lot One (1), as designated upon plat No. 1 of Cooling Subdivision, being a subdivision of part of said Quarter (1/4) Section, the plat of which subdivision is recorded in book 40 of Plats on Page 128 A in the Recorder's Office of Winnebago County, Illinois, bounded and described as follows, to-wit: Beginning at the Southeast corner of said Lot One (1); thence North 00 degrees

00 minutes 16 seconds East, along the East line of said Lot One (1) a distance of 80.0 feet; thence North 89 degrees 59 minutes 44 seconds West, parallel with the South line of said Lot One (1) a distance of 200.01 feet; thence South 00 degrees 00 minutes 16 seconds West, a distance of 100.0 feet; thence South 89 degrees 59 minutes 44 seconds East, a distance of 200.01 feet to the West line of Alpine Road; thence North 00 degrees 00 minutes 16 seconds East, along the West line of said Alpine Road, a distance of 20.0 feet to the point of beginning. Containing 20,001 Square Feet.

(38) Parcel 63; Interconnecting Pipes. Legal description: Part of the West Half (1/2) of Section 32, Township 45 North, Range 2 East of the Third Principal Meridian, bounded and described as follows, to-wit: Commencing at the Southeast corner of the Northwest Quarter (1/4) of said Section 32; thence South 00 degrees 00 minutes 07 seconds West, along the East line of the Southwest Quarter (1/4) of said Section 32, a distance of 281.38 feet; thence South 89 degrees 23 minutes 36 seconds West, a distance of 250.01 feet; thence South 00 degrees 00 minutes 07 seconds West, a distance of 80.0 feet; thence South 43 degrees 59 minutes 53 seconds West, a distance of 313.87 feet to the point

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of beginning of the following described premises, to-wit: thence South 45 degrees 29 minutes 26 seconds East, a distance of 59.1 feet; thence South 44 degrees 30 minutes 34 seconds West, a distance of 88.0 feet; thence North 45 degrees 29 minutes 26 seconds West, a distance of 101.85 feet; thence North 45 degrees 40 minutes 42 seconds East, a distance of 88.02 feet; thence South 45 degrees 29 minutes 26 seconds East, a distance of 40.95 feet to the point of beginning. Containing 8,883 Square Feet.

(735 ILCS 5/7-103.130 new)

Sec. 7-103.130. Quick-take; Lake County; Butterfield Road, Route 45 to Orleans Drive. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of County Highway 57 (Butterfield Road) from U.S. Route 45 to Orleans Drive:

Permanent Parcel 1: An area of approximately .075 acres adjoining the Butterfield Road right-of-way from three parcels designated by Pin Numbers 15-05-300-019, 15-05-300-021 and 15-05-300-021.

Temporary Parcel 1: An area adjacent to the Butterfield Road right-of-way of approximately .75 acres from Lot D in the Lakewood Village Unit 1 Subdivision designated by Pin Number 15-05-107-003.

(735 ILCS 5/7-103.131 new)

Sec. 7-103.131. Quick-take; Lake County; Butterfield Road, Huntington Drive South to Ridgewood Lane. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to

complete the improvement of County Highway 57 (Butterfield Road) from Huntington Drive South to Ridgewood Lane:

Permanent Parcel 1: An area of approximately .016 acres adjacent to the Butterfield Road right-of-way across portion of Lot 138 in the Woodside Acres Subdivision designated by Pin Number 11-17-306-002.

Permanent Parcel 2: An area of approximately .003 acres at the Southeast corner of Butterfield Road and Harding Avenue from Lot 53 in Part of McJunkin and Sayre's Second Kenloch Park Subdivision designated by Pin Number 11-20-105-001.

Permanent Parcel 3: An area of approximately .003 acres at the Northwest corner of Butterfield Road and Willow Drive from Lot 20 in Part of McJunkin and Sayre's Second Kenloch Park Subdivision designated by Pin Number 11-20-105-027.

Permanent Parcel 4: An area of approximately .003 acres at the Southwest corner of Butterfield Road and Willow Drive from Lot 21 in Part of McJunkin and Sayre's Second Kenloch Park Subdivision designated by Pin Number 11-20-107-017.

Permanent Parcel 5: An area of approximately .042 acres adjacent to the Illinois Route 176 and Butterfield Road rights-of-way across a portion of a parcel designated by Pin Number 11-20-100-011.

Permanent Parcel 6: An area of approximately .133 acres fronting on both Illinois Route 176 and Butterfield Road from Lot 16 in the Butler Lake Estates Subdivision designated by Pin Number 11-20-201-017.

Permanent Parcel 7: An area of approximately .003 acres at the Northeast corner of Butterfield Road and Harms Avenue from Lot 8 in the Evergreen Acres Subdivision designated by Pin Number 11-20-210-045.

Permanent Parcel 8: An area of approximately .003 acres at the Southeast corner of Butterfield Road and Harms Avenue from Lot 9 in

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the Evergreen Acres Subdivision designated by Pin Number 11-20-218-001.

Permanent Parcel 9: An area of approximately .003 acres at the Northeast corner of Butterfield Road and Shari Lane from Lot B in the Crane Park Subdivision designated by Pin Number 11-20-218-016.

Permanent Parcel 10: An area of approximately .003 acres at the Southeast corner of Butterfield Road and Shari Lane from Lot L in the Crane Park Subdivision designated by Pin Number 11-20-401-001.

Permanent Parcel 11: An area of approximately .003 acres at the Northeast corner of Butterfield Road and Crane Boulevard from Lot M in the Crane Park Subdivision designated by Pin Number 11-20-401-015.

Permanent Parcel 12: An area of approximately .003 acres at the Southeast corner of Butterfield Road and Crane Boulevard from Lot M in the Crane Park Subdivision designated by Pin Number 11-20-400-001.

Temporary Parcel 1: An area of approximately .015 acres adjacent to the Butterfield Road southerly right-of-way line from a parcel designated by Pin Number 11-17-300-014.

Temporary Parcel 2: An area of approximately .063 acres adjacent to the Butterfield Road right-of-way across four parcels designated by the Pin Numbers 11-20-103-021, 11-20-103-022, 11-20-103-023, and 11-20-105-001.

Temporary Parcel 3: An area of approximately .012 acres adjacent to the Butterfield Road right-of-way from a parcel designated by Pin Number 11-20-104-004.

Temporary Parcel 4: An area of approximately .292 acres adjacent to the Butterfield Road right-of-way from parcels designated by Pin Numbers 11-20-105-001, 11-20-105-002, 11-20-105-017 through 027 (Lots 5 through 20, and 50 through 53 of Part of McJunkin and Sayre's Second Kenloch Park Subdivision).

Temporary Parcel 5: An area of approximately .017 acres adjacent to the Illinois Route 176 right-of-way from a parcel designated by Pin Number 11-20-100-010.

Temporary Parcel 6: An area of approximately .034 acres adjacent to the Butterfield Road right-of-way from a parcel designated by the Pin Number 11-20-100-011.

Temporary Parcel 7: An area of approximately .012 acres adjacent to the Butterfield Road right-of-way from Lot 12 in John F. Cuneo's First Victory Drive Development Subdivision designated by Pin Number 11-20-108-012.

Temporary Parcel 8: An area of approximately .012 acres adjacent to the Butterfield Road right-of-way from Lot 14 in John F. Cuneo's Second Victory Drive Development Subdivision designated by Pin Number 11-20-110-010.

Temporary Parcel 9: An area of approximately .026 acres adjacent to the Butterfield Road right-of-way from Lot 11 in the Butler Lake Estates Subdivision designated by Pin Number 11-20-201-012.

Temporary Parcel 10: An area of approximately .006 acres adjacent to the existing Butterfield Road right-of-way from Lot 15 in the Butler Lakes Estates Subdivision designated by Pin Number 11-20-201-016.

Temporary Parcel 11: An area of approximately .055 acres adjacent to the rights-of-way of both Illinois Route 176 and Butterfield Road from three parcels designated by the Pin Numbers 11-20-200-004, 11-20-200-005, and 11-20-200-001 (portion of Lot 12 of Dymond's First Subdivision).

Temporary Parcel 12: An area of approximately .041 acres adjacent to the Butterfield Road right-of-way from a parcel designated by the Pin Number 11-20-200-004.

Temporary Parcel 13: An area of approximately .034 acres adjacent to the Butterfield Road right-of-way from a parcel designated by the

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Pin Number 11-20-200-011.

Temporary Parcel 14: An area of approximately .012 acres adjacent to the Butterfield Road right-of-way from Lot 1 in John F Cuneo's Hawthorn Meadows Subdivision designated by the Pin Number 11-20-301-014.

Temporary Parcel 15: An area of approximately .021 acres adjacent to the Butterfield Road right-of-way from a parcel designated by the Pin Number 11-20-400-002.

(735 ILCS 5/7-103.132 new)

Sec. 7-103.132. Quick-take; Lake County; Butterfield Road, Ridgewood Lane to Route 137. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date

of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvements of the intersection and roadways involved in the project to improve County Highway 57 (Butterfield Road) from Ridgewood Lane to Illinois Route 137:

Permanent Parcel 1: A strip of land 20.00 feet wide containing approximately 0.55 acres lying West and adjacent to Butterfield Road from property designated by Pin Number 11-07-400-004.

Permanent Parcel 2: A strip of land 10.00 feet wide containing approximately 0.02 acres lying East and adjacent to Butterfield Road from property designated by Pin Number 11-08-300-004.

Permanent Parcel 3: A strip of land 10.00 feet wide containing approximately 0.03 acres lying East and adjacent to Butterfield Road from property designated by Pin Number 11-08-300-005.

Permanent Parcel 4: A strip of land 10.00 feet wide containing approximately 0.30 acres lying Easterly and adjacent to Butterfield Road from property designated by Pin Number 11-17-300-001.

Permanent Parcel 5: A strip of land 10.00 feet wide containing approximately 0.30 acres lying Southwesterly and adjacent to Butterfield Road from property designated by Pin Number 11-17-300-004.

Permanent Parcel 6: A strip of land 10.00 feet wide containing approximately 0.12 acres lying Southwest and adjacent to Butterfield Road from property designated by Pin Number 11-17-300-005.

Permanent Parcel 7: A strip of land 10.00 feet wide containing approximately 0.07 acres lying Northeast and adjacent to Butterfield Road from property designated by Pin Number 11-17-300-006.

Permanent Parcel 8: A strip of land 10.00 feet wide containing approximately 0.07 acres lying Southwest and adjacent to Butterfield Road from property designated by Pin Number 11-17-300-006.

Permanent Parcel 9: A strip of land 10.00 feet wide containing approximately 0.15 acres lying Northeast and adjacent to Butterfield Road from property designated by Pin Number 11-17-300-002.

Permanent Parcel 10: A strip of land 10.00 feet wide containing approximately 0.30 acres lying West and adjacent to Butterfield Road from property designated by Pin Number 11-18-200-002.

Permanent Parcel 11: A strip of land 10.00 feet wide containing approximately 0.06 acres lying West and adjacent to Butterfield Road from property designated by Pin Number 11-18-400-001.

(735 ILCS 5/7-103.133 new)

Sec. 7-103.133. Quick-take; Lake County; Buffalo Grove Road at Route 45. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of the intersection and roadways involved in the project to improve

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County Highway 16 (Buffalo Grove Road, also known as Prairie Road) at U.S. Route 45:

Permanent Parcel 1: An area of approximately 0.65 acres located

along the west side of Prairie Road south of U.S. Route 45 at the southern limits of the project and adjacent to the Prairie Road right-of-way from a parcel designated by Pin Number 15-16-100-005.

Permanent Parcel 2: An area of approximately 0.32 acres located along the west side of Prairie Road south of U.S. Route 45 and adjacent to the Prairie Road right-of-way from a parcel designated by Pin Number 15-16-100-031.

Permanent Parcel 3: An area of approximately 0.55 acres located along the west side of Prairie Road south of U.S. Route 45 and adjacent to the Prairie Road right-of-way from a parcel designated by Pin Number 15-16-100-032.

Permanent Parcel 4: An irregular shaped area of approximately 0.61 acres having frontage along both U.S. Route 45 and Prairie Road located at the southwest corner of the U.S. Route 45/Prairie Road intersection from a parcel designated by Pin Number 15-09-300-011.

Permanent Parcel 5: An irregular shaped area of approximately 0.08 acres located along the north side of U.S. Route 45 at what will become the northeast corner of the U.S. Route 45/Prairie Road intersection along the south side of Lot 91 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-026.

Permanent Parcel 6: An irregular shaped area of approximately 3.38 acres known as OUTLOT M in Part of Ranney Addition to Vernon Hills Subdivision designated by Pin Number 15-09-302-057 located at what will become the northwest corner of the U.S. Route 45/Prairie Road intersection.

Permanent Parcel 7: Lot 80 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-015, an area of approximately 0.48 acres located north of U.S. Route 45, east of and adjacent to what will be the northern extension of Prairie Road.

Permanent Parcel 8: Adjacent to Permanent Parcel 7, a triangular area of approximately 0.01 acres at the northwest corner of Lot 81 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-016.

Permanent Parcel 9: Adjacent to Permanent Parcel 7, a triangular area of approximately 0.01 acres at the southwest corner of Lot 1 in the Corporate Woods 12th Resubdivision designated by Pin Number 15-09-401-088.

Permanent Parcel 10: An area of approximately 0.42 acres located along the north side of U.S. Route 45, along the south side of Lot 92 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-027.

Permanent Parcel 11: An area of approximately 0.12 acres located along the north side of U.S. Route 45, along the south side of Lot 93 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-028.

Permanent Parcel 12: An area of approximately 0.12 acres located along the north side of U.S. Route 45, along the south side of Lot 94 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-029.

Permanent Parcel 13: An area of approximately 0.12 acres located along the north side of U.S. Route 45, along the south side of Lot 95 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-09-401-030.

Permanent Parcel 14: An area of approximately 0.12 acres located along the north side of U.S. Route 45, along the south side of Lot 96 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-031.

Permanent Parcel 15: An area of approximately 0.12 acres located along the north side of U.S. Route 45, along the south side of Lot 97 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-09-401-032.

Permanent Parcel 16: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 98 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-09-401-033.

Permanent Parcel 17: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 99 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-09-401-034.

Permanent Parcel 18: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 100 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-16-204-001.

Permanent Parcel 19: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 101 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-16-204-002.

Permanent Parcel 20: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 102 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-003.

Permanent Parcel 21: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 103 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-004.

Permanent Parcel 22: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 104 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-00.

Permanent Parcel 23: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 105 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-006.

Permanent Parcel 24: An area of approximately 0.05 acres located along the north side of U.S. Route 45 at the northwest corner of the U.S. Route 45/Corporate Woods Parkway intersection, along the south side of Lot 106 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-007.

Permanent Parcel 25: An area of approximately 0.13 acres located along the south side of U.S. Route 45 across from the intersection of U.S. Route 45/Corporate Woods Parkway from a parcel designated by Pin Number 15-16-200-007.

Permanent Parcel 26: An irregular shaped area of approximately 0.02 acres located along the south side of U.S. Route 45 west of Prairie Road from a parcel designated by Pin Number 15-09-300-013.

Permanent Parcel 27: An irregular shaped area of approximately 0.01 acres located along the south side of U.S. Route 45 west of Prairie Road from a parcel designated by Pin Number 15-09-300-012.

Temporary Parcel 1: An irregular shaped area of approximately 0.03 acres located along the east side of Prairie Road south of U.S. Route 45 at the southern limits of the project and adjacent to the Prairie Road right-of-way from a parcel designated by Pin Number 15-16-207-001.

Temporary Parcel 2: An area of approximately 0.01 acres located along the west side of Prairie Road south of U.S. Route 45 and adjacent to the proposed Prairie Road right-of-way from a parcel designated by Pin Number 15-16-100-032.

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Temporary Parcel 3: An irregular shaped area of approximately 0.18 acres located along the north side of U.S. Route 45 at what will become the northeast corner of the U.S. Route 45/Prairie Road intersection along the south side of Lot 91 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-026.

Temporary Parcel 4: An area of approximately 0.02 acres located along the north side of U.S. Route 45, along the south side of Lot 98 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-033.

Temporary Parcel 5: An area of approximately 0.02 acres located along the north side of U.S. Route 45, along the south side of Lot 99 in the Corporate Woods Subdivision designated by Pin Number 15-09-401-034.

Temporary Parcel 6: An area of approximately 0.02 acres located along the north side of U.S. Route 45, along the south side of Lot 100 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-16-204-001.

Temporary Parcel 7: An area of approximately 0.02 acres located along the north side of U.S. Route 45, along the south side of Lot 101 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-16-204-002.

Temporary Parcel 8: An area of approximately 0.02 acres located along the north side of U.S. Route 45, along the south side of Lot 102 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-003.

Temporary Parcel 9: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 103 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-004.

Temporary Parcel 10: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 104 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-005.

Temporary Parcel 11: An area of approximately 0.01 acres located along the north side of U.S. Route 45, along the south side of Lot 105 in the Corporate Woods Subdivision from a parcel designated by Pin Number 15-16-204-006.

Temporary Parcel 12: An irregular shaped area of approximately 0.07 acres located along the north side of U.S. Route 45 at the northwest corner of the U.S. Route 45/Corporate Woods Parkway intersection, along the south side of Lot 106 in the Corporate Woods Subdivision designated by Pin Number 15-16-204-007.

Temporary Parcel 13: An area of approximately 0.16 acres located along the south side of U.S. Route 45 across from the intersection of U.S. Route 45/Corporate Woods Parkway from a parcel designated by Pin Number 15-16-200-007.

Temporary Parcel 14: An area of approximately 0.05 acres along the north side of Lot 8 in Part of River Grove Subdivision designated by Pin Number 15-16-207-008 and located along U.S. Route 45 east of Prairie Road.

Temporary Parcel 15: An irregular shaped area of approximately 0.15 acres having frontage along both U.S. Route 45 and Prairie Road located at the southwest corner of the U.S. Route 45/Prairie Road intersection from a parcel designated by Pin Number 15-09-300-011.

Temporary Parcel 16: An area of approximately 0.15 acres located along the south side of U.S. Route 45 west of Prairie Road from a parcel designated by Pin Number 15-09-300-029.

(735 ILCS 5/7-103.134 new)

Sec. 7-103.134. Quick-take; Lake County; Buffalo Grove Road at Port Clinton Road. Quick-take proceedings under Section 7-103 may be

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used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of the intersection and roadways involved in the project to improve County Highway 16 (Buffalo Grove Road, also known as Prairie Road) at Port Clinton Road:

Permanent Parcel 1: A generally triangular shaped parcel of approximately 2.41 acres identified as OUTLOT A, Part of Edward Schwartz's Indian Creek of Buffalo Grove Subdivision designated by Pin Number 15-16-105-018.

Permanent Parcel 2: A generally "L" shaped area of approximately .26 acres on the southeast quadrant of the intersection of Port Clinton Road and Prairie Road having frontage on both roads from a parcel designated by Pin Number 15-16-400-001.

(735 ILCS 5/7-103.135 new)

Sec. 7-103.135. Quick-take; Lake County; Rollins Road, Drury Lane to Route 45. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of the intersection and roadways involved in the project to improve County Highway 31 (Rollins Road) from Drury Lane to U.S. Route 45:

Permanent Parcel 1: An irregular shaped parcel of land, approximately 0.379 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-200-018.

Permanent Parcel 2: A parcel of land 25 ft wide, approximately 0.326 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-200-012.

Permanent Parcel 3: A parcel of land 20 ft wide, approximately 0.727 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-200-001.

Permanent Parcel 4: A parcel of land 20 ft wide, approximately 0.139 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-006.

Permanent Parcel 5: A parcel of land 20 ft wide, approximately 0.176 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-007.

Permanent Parcel 6: A parcel of land 20 ft wide, approximately 0.134 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-012.

Permanent Parcel 7: A parcel of land 20 ft wide, approximately 0.157 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-014.

Permanent Parcel 8: A parcel of land 20 ft wide, approximately 0.073 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-013.

Permanent Parcel 9: A parcel of land 20 ft wide, approximately 0.077 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-005.

Permanent Parcel 10: A parcel of land 20 ft wide, approximately 0.555 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-002.

Permanent Parcel 11: A parcel of land 20 ft wide, approximately 0.034 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-001.

Permanent Parcel 12: A parcel of land 20 ft wide, approximately 0.099 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-007.

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Permanent Parcel 13: A parcel of land 20 ft wide, approximately 0.253 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-009.

Permanent Parcel 14: A parcel of land 20 ft wide, approximately 0.303 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-008.

Permanent Parcel 15: A parcel of land 20 ft wide, approximately 0.073 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-005.

Permanent Parcel 16: A parcel of land 20 ft wide, approximately 0.076 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-004.

Permanent Parcel 17: A parcel of land 20 ft wide, approximately 0.078 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-003.

Permanent Parcel 18: A parcel of land 20 ft wide, approximately 0.107 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-002.

Permanent Parcel 19: A parcel of land 20 ft wide, approximately 0.147 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-200-001.

Permanent Parcel 20: A parcel of land 20 ft wide, approximately 0.030 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-13-100-003.

(735 ILCS 5/7-103.136 new)

Sec. 7-103.136. Quick-take; Lake County; Rollins Road, Route 83 to Drury Lane. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of the intersection and roadways involved in the project to improve County Highway 31 (Rollins Road) from Illinois Route 83 to Drury Lane:

Permanent Parcel 1: A parcel of land 10 ft wide, approximately 0.138 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-100-045.

Permanent Parcel 2: A parcel of land 10 ft wide, approximately 0.147 acres, lying south and adjacent to Rollins Road from property designated by Pin Number 06-15-100-029.

Permanent Parcel 3: A parcel of land 10 ft wide, approximately 0.153 acres, lying south and adjacent to Rollins Road from property designated by Pin Number 06-15-100-028.

Permanent Parcel 4: A parcel of land 10 ft wide, approximately 0.008 acres, lying south and adjacent to Rollins Road from property designated by Pin Number 06-15-100-026.

Permanent Parcel 5: A parcel of land 10 ft wide, approximately 0.050 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-101-009.

Permanent Parcel 6: A parcel of land 10 ft wide, approximately 0.045 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-101-008.

Permanent Parcel 7: A parcel of land 10 ft wide, approximately 0.044 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-106-029.

Permanent Parcel 8: A parcel of land 10 ft wide, approximately 0.180 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-200-001.

Permanent Parcel 9: A parcel of land 10 ft wide, approximately 0.228 acres, lying south and adjacent to Rollins Road from property

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designated by Pin Number 06-15-200-001.

Permanent Parcel 10: A parcel of land 10 ft wide, approximately 0.040 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-200-002.

Permanent Parcel 11: A parcel of land 10 ft wide, approximately 0.073 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-200-006.

Permanent Parcel 12: A parcel of land 10 ft wide, approximately 0.017 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-200-007.

Permanent Parcel 13: A parcel of land 10 ft wide, approximately 0.002 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15-200-008.

Permanent Parcel 14: A parcel of land 10 ft wide, approximately 0.140 acres, lying north and adjacent to Rollins Road from property

designated by Pin Number 06-15-200-014.

Also

Permanent Parcel 15: A parcel of land 10 ft wide, approximately 0.134 acres, lying south and adjacent to Rollins Road from property designated by Pin Number 06-15-200-014.

Permanent Parcel 16: A parcel of land 10 ft wide, approximately 0.082 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-15- 200-015.

Permanent Parcel 17: A parcel of land 10 ft wide, approximately 0.038 acres, lying south and adjacent to Rollins Road from property designated by Pin Number 06-15-200-010.

Permanent Parcel 18: A parcel of land 10 ft wide, approximately 0.200 acres, lying south and adjacent to Rollins Road from property designated by Pin Number 06-15-200-009.

Permanent Parcel 19: A parcel of land 10 ft wide, approximately 0.049 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-100-001.

Permanent Parcel 20: A parcel of land 10 ft wide, approximately 0.107 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-100-002.

Permanent Parcel 21: A parcel of land 10 ft wide, approximately 0.079 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-100-003.

Permanent Parcel 22: A parcel of land 10 ft wide, approximately 0.079 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-100-004.

Permanent Parcel 23: A parcel of land 10 ft wide, approximately 0.258 acres, lying south and adjacent to Rollins Road besides a radius section of about 0.020 acres from property designated by Pin Number 06-14-100-017.

Permanent Parcel 24: A parcel of land 10 ft wide, approximately 0.207 acres, lying north and adjacent to Rollins Road from property designated by Pin Number 06-14-100-005.

Permanent Parcel 25: A parcel of land 10 ft wide, approximately 0.103 acres, lying north and adjacent to Rollins Road and West of the Center Line of Drury Lane, from property designated by Pin Number 06-14-100-006.

Permanent Parcel 25: A parcel of land 20 ft wide, approximately 0.113 acres, lying north and adjacent to Rollins Road and East of the Center Line of Drury Lane, from property designated by Pin Number 06-14-100-006.

(735 ILCS 5/7-103.137 new)

Sec. 7-103.137. Quick-take; Lake County; Washington Street, Route 45 to Hunt Club Road. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date

[Nov. 28, 2000]

of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of the intersection and roadways involved in the project to improve County Highway 45 (Washington Street) from U.S. Route 45 to Hunt Club Road:

Permanent Parcel 1: A strip of land 20.00 feet wide containing approximately 0.14 acres lying Northwest and adjacent to Washington Street from property designated by Pin Number 07-19-300-040.

Permanent Parcel 2: A strip of land 20.00 feet wide and a storm water detention site containing approximately 1.45 acres lying Southeast and adjacent to Washington Street from property designated by Pin Number 07-19-300-026.

Permanent Parcel 3: A strip of land 20.00 feet wide containing approximately 0.35 acres lying Southeasterly and adjacent to Washington Street from property designated by Pin Number 07-19-300-019.

Permanent Parcel 4: A strip of land 10.00 feet wide containing approximately 0.02 acres lying North and adjacent to Washington Street from property designated by Pin Number 07-19-100-028.

Permanent Parcel 5: A strip of land 20.00 feet wide containing approximately 0.15 acres lying North and adjacent to Washington Street from property designated by Pin Number 07-19-200-005.

Permanent Parcel 6: A strip of land 10.00 feet wide containing approximately 0.07 acres lying North and adjacent to Washington Street from property designated by Pin Number 07-20-203-003.

Permanent Parcel 7: A strip of land 10.00 feet wide containing approximately 0.07 acres lying North and adjacent to Washington Street from property designated by Pin Number 07-20-203-002.

Permanent Parcel 8: A strip of land 20.00 feet wide containing approximately 0.12 acres lying North and adjacent to Washington Street from property designated by Pin Number 07-20-200-003.

Permanent Parcel 9: A strip of land 20.00 feet wide containing approximately 0.05 acres lying North and adjacent to Washington Street from property designated by Pin Number 07-20-200-005.

Permanent Parcel 10: A storm water detention site containing approximately 1.1 acres lying South of Washington Street on communal property known as The Townhomes of Woodland Hills.

Temporary Parcel 1: A strip of land 10.00 feet wide containing approximately 0.05 acres of land lying South and adjacent to Washington Street from property designated by Pin Number 07-19-300-006.

(735 ILCS 5/7-103.138 new)

Sec. 7-103.138. Quick-take; Lake County; Washington Street, Route 83 to Route 45. Quick-take proceedings under Section 7-103 may be used for a period of 36 months after the effective date of this amendatory Act of the 91st General Assembly by the County of Lake for the acquisition of the following described property for the purpose of acquiring the necessary right of way to complete the improvement of the intersection and roadways involved in the project to improve County Highway 45 (Washington Street) from Illinois Route 83 to U.S. Route 45:

Permanent Parcel 1: A strip of land 20.00 feet wide containing approximately 0.24 acres lying North and adjacent to Washington Street from property designated by Pin Number 06-24-300-006.

Permanent Parcel 2: A strip of land 20.00 feet wide containing approximately 0.57 acres lying South and adjacent to Washington Street from property designated by Pin Numbers 06-24-400-009 & 010.

Permanent Parcel 3: A strip of land 20.00 feet wide containing approximately 0.08 acres lying South and adjacent to Washington

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Street from property designated by Pin Number 06-24-400-012.

Permanent Parcel 4: A strip of land 20.00 feet wide containing approximately 0.08 acres lying South and adjacent to Washington Street from property designated by Pin Number 06-24-400-013.

Permanent Parcel 5: A strip of land 20.00 feet wide containing approximately 0.08 acres lying South and adjacent to Washington Street from property designated by Pin Number 06-24-400-014.

Permanent Parcel 6: A strip of land 20.00 feet wide containing approximately 0.05 acres lying South and adjacent to Washington Street from property designated by Pin Number 07-19-300-055.

Permanent Parcel 7: A strip of land 20.00 feet wide containing approximately 0.07 acres lying South and adjacent to Washington Street from property designated by Pin Number 07-19-300-045.

Section 99. Effective date. This Act takes effect upon becoming law."

Floor Amendment No. 2 was filed earlier today and referred to the Committee on Rules.

There being no further amendments, the bill, as amended, was ordered to a third reading.

READING BILLS FROM THE HOUSE OF REPRESENTATIVES A THIRD TIME

On motion of Senator Philip, **House Bill No. 3617** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

Senator E. Jones requested a ruling from the Chair as to the number of votes required for the passage of **House Bill No. 3617**

The Chair ruled that a vote of thirty-six of the members elected will be required for the passage of House Bill No. 3617.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: Yeas 52; Nays None; Present 3.

The following voted in the affirmative:

Bomke
Bowles
Burzynski
Clayborne
Cronin
DeLeo
del Valle
Demuzio
Dillard
Donahue
Dudycz
Geo-Karis
Halvorson
Hawkinson

Hendon
Jones, E.
Jones, W.
Karpier
Klemm
Lauzen

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Lightford
Link
Luechtefeld
Madigan, L.
Mahar
Mitchell
Molaro
Munoz
Myers
Noland
O'Daniel
O'Malley
Parker
Peterson
Radogno
Ronen
Roskam
Shadid
Shaw
Sieben
Silverstein
Smith
Sullivan
Syverson
Trotter
Viverito
Walsh, L.
Walsh, T.
Watson
Weaver
Welch
Mr. President

The following voted present:

Cullerton
Jacobs
Petka

This bill, having received the vote of three-fifths of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Petka, **House Bill No. 4267** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: Yeas 56; Nays None.

The following voted in the affirmative:

Bomke
Bowles
Burzynski
Clayborne
Cronin

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Cullerton
DeLeo
del Valle
Demuzio
Dillard
Donahue
Dudycz
Geo-Karis
Halvorson
Hawkinson
Hendon
Jacobs
Jones, E.
Jones, W.
Karpel
Klemm
Lauzen
Lightford
Link
Luechtefeld
Madigan, L.
Mahar
Mitchell
Molaro
Munoz
Myers
Noland
Obama
O'Daniel
O'Malley
Parker
Peterson
Petka
Radogno
Ronen
Roskam

Shadid
Shaw
Sieben
Silverstein
Smith
Sullivan
Syverson
Trotter
Viverito
Walsh, L.
Walsh, T.
Watson
Weaver
Welch
Mr. President

This bill, having received the vote of three-fifths of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Roskam, **House Bill No. 4279** having been

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printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: Yeas 56; Nays None.

The following voted in the affirmative:

Bomke
Bowles
Burzynski
Clayborne
Cronin
Cullerton
DeLeo
del Valle
Demuzio
Dillard
Donahue
Dudycz
Geo-Karis
Halvorson
Hawkinson
Hendon
Jacobs
Jones, E.
Jones, W.

Karpiel
Klemm
Lauzen
Lightford
Link
Luechtefeld
Madigan, L.
Mahar
Mitchell
Molaro
Munoz
Myers
Noland
Obama
O'Daniel
O'Malley
Parker
Peterson
Petka
Radogno
Ronen
Roskam
Shadid
Shaw
Sieben
Silverstein
Smith
Sullivan
Syverson
Trotter
Viverito
Walsh, L.
Walsh, T.

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Watson
Weaver
Welch
Mr. President

This bill, having received the vote of three-fifths of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

On motion of Senator Klemm, **House Bill No. 4663** having been printed as received from the House of Representatives, together with all Senate Amendments adopted thereto, was taken up and read by title a third time.

And the question being, "Shall this bill pass?" it was decided in the affirmative by the following vote: Yeas 52; Nays 1; Present 1.

The following voted in the affirmative:

Bomke
Bowles
Burzynski
Clayborne
Cronin
DeLeo
del Valle
Dillard
Donahue
Dudycz
Geo-Karis
Halvorson
Hawkinson
Hendon
Jacobs
Jones, E.
Jones, W.
Karpier
Klemm
Lauzen
Lightford
Link
Luechtefeld
Madigan, L.
Madigan, R.
Mahar
Mitchell
Molaro
Munoz
Myers
Noland
Obama
O'Daniel
O'Malley
Parker
Peterson
Petka
Radogno
Roskam

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Shadid
Sieben
Silverstein
Smith
Sullivan
Syverson
Viverito
Walsh, L.
Walsh, T.

Watson
Weaver
Welch
Mr. President

The following voted in the negative:

Cullerton

The following voted present:

Demuzio

This bill, having received the vote of three-fifths of the members elected, was declared passed, and all amendments not adopted were tabled pursuant to Senate Rule No. 5-4(a).

Ordered that the title be as aforesaid, and that the Secretary inform the House of Representatives thereof and ask their concurrence in the Senate Amendment adopted thereto.

JOINT ACTION MOTION FILED

The following Joint Action Motion to the Senate Bill listed below has been filed with the Secretary and referred to the Committee on Rules:

Motion to Concur in House Amendment 1 to Senate Bill 1047

REPORTS FROM RULES COMMITTEE

Senator Weaver, Chairperson of the Committee on Rules, during its November 28, 2000 meeting, reported the following Legislative Measures have been assigned to the indicated Standing Committees of the Senate:

Education: **Senate Amendment No. 1 to Senate Joint Resolution No. 74.**

Executive: **Senate Amendment No. 2 to House Bill 3612.**

Senator Weaver Chairperson of the Committee on Rules, to which was referred **House Bills Numbered 1582 and 1597**, on May 16, 2000, pursuant to Rule 3-9(b), reported that the Committee recommends that the bills be approved for consideration and returned to the calendar in their former position.

The report of the Committee was concurred in.

And **House Bills Numbered 1582 and 1597**, were returned to the order of third reading.

Senator Karpel announced that there will be a Republican caucus

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at 2:00 o'clock p.m.

Senator Smith announced that there will be a Democrat caucus at 2:00 o'clock p.m.

PRESENTATION OF RESOLUTION

Senators Syverson, Burzynski, Lauzen, Sieben and Link offered the following Senate Resolution, which was referred to the Committee on Rules:

SENATE RESOLUTION NO. 452

WHEREAS, Native American Indian tribes are building large casinos on our borders in the municipalities of Kenosha, Beloit, Shullsburg, Delavan, and Caledonia, Wisconsin; and

WHEREAS, Such casinos are draining entertainment dollars and jobs from Illinois and harming Illinois businesses; and

WHEREAS, This huge expansion of gambling will increase the number of problem gamblers in Illinois and the social problems such gamblers cause; and

WHEREAS, These border casinos will provide no revenues to Illinois to address these social and economic costs; and

WHEREAS, The Bureau of Indian Affairs is encouraging the construction of these casinos and ignoring the concerns and input of Illinois citizens; therefore, be it

RESOLVED, BY THE SENATE OF THE NINETY-FIRST GENERAL ASSEMBLY OF THE STATE OF ILLINOIS, that we oppose the construction of casinos along our State borders; and be it further

RESOLVED, That the Illinois General Assembly urges the Bureau of Indian Affairs to put an immediate halt to the construction of these casinos until such time as Illinois citizens and their concerns are heard; and be it further

RESOLVED, That the Illinois General Assembly urges the members of the United States Congress to join with the State of Illinois in our petition to the Bureau of Indian Affairs and to make meaningful changes to the Indian Gaming Regulatory Act to prevent this type of gambling expansion in the future; and be it further

RESOLVED, That a suitable copy of this resolution be presented to the members of the Illinois Congressional delegation and the Bureau of Indian Affairs.

At the hour of 1:04 o'clock p.m., on motion of Senator Weaver, the Senate stood adjourned until Wednesday, November 29, 2000 at 12:00 o'clock noon.

[Nov. 28, 2000]